

Sunday, August 24, 1969

(President in Chair.)

**Motion to Adjourn**

Senator Wilson moved that the Senate stand adjourned until 11:00 o'clock a.m. tomorrow.

Question on the motion to adjourn, the motion was lost by the following vote:

**Yeas—15**

Bates	Jordan
Bernal	Kennard
Bridges	Mauzy
Brooks	McKool
Christie	Patman
Grover	Schwartz
Harrington	Wilson
Herring	

**Nays—15**

Aikin	Hightower
Blanchard	Moore
Cole	Ratliff
Connally	Snelson
Creighton	Strong
Hall	Watson
Harris	Word
Hazlewood	

**Absent—Excused**

Berry

**Conference Committee Report on House Bill 2**

The Senate resumed the consideration of the pending business, same being the Conference Committee Report on H. B. No. 2.

Question—Shall the Conference Committee Report on H. B. No. 2 be adopted?

The Conference Committee Report on H. B. No. 2 was adopted by the following vote:

**Yeas—15**

Aikin	Hightower
Blanchard	Moore
Cole	Ratliff
Connally	Snelson
Creighton	Strong
Hall	Watson
Harris	Word
Hazlewood	

**Nays—14**

Bernal	Jordan
Bridges	Kennard
Brooks	Mauzy
Christie	McKool
Grover	Patman
Harrington	Schwartz
Herring	Wilson

**Paired—2**

Bates	Berry
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**PAIRED**

Senator Bates (present), who would vote "Nay," with Senator Berry (absent), who would vote "Yea."

**Memorial Resolution**

S. R. No. 122—By Senator Herring: Memorial resolution for Georgia Veal Smith.

**Welcome Resolution**

S. R. No. 123—By Senator Watson: Extending welcome to George Hall.

**Adjournment**

On motion of Senator Aikin the Senate at 12:35 o'clock a.m. adjourned until 11:00 o'clock a.m. tomorrow.

**EIGHTEENTH DAY**

(Monday, August 25, 1969)

The Senate met at 11:00 o'clock a.m., pursuant to adjournment, and was called to order by the President.

The roll was called and the following Senators were present:

Aikin	Herring
Bates	Hightower
Bernal	Jordan
Blanchard	Kennard
Bridges	Mauzy
Brooks	McKool
Christie	Moore
Cole	Patman
Connally	Ratliff
Creighton	Schwartz
Grover	Snelson
Hall	Strong
Harrington	Watson
Harris	Wilson
Hazlewood	Word

Absent—Excused

Berry

A quorum was announced present.

Reverend W. H. Townsend, Chaplain, offered the invocation.

On motion of Senator Aikin, and by unanimous consent, the reading of the Journal of the proceedings of Friday, Saturday and Sunday, August 22, 23, and 24, 1969, was dispensed with and the Journal was approved.

Leave of Absence

Senator Berry was granted leave of absence for today on account of illness on motion of Senator Moore.

Senate Bills on First Reading

The following bills were introduced, read first time and referred to the Committee indicated:

By Senator Berry:

S. B. No. 2, A bill to be entitled "An Act creating the 186th Judicial District and the 186th District Court of Bexar County and the 187th Judicial District and the 187th District Court of Bexar County and providing for the courts' jurisdiction, terms, personnel, administration, and practice; amending Subsections (B), (E), (G), (H), (K), (M), (N), (O), and (Q), Section 4, Chapter 507, Acts of the 58th Legislature, 1963; and declaring an emergency."

To the Committee on County, District and Urban Affairs.

By Senator McKool:

S. B. No. 3, A bill to be entitled "An Act providing for appeals in eminent domain proceedings initiated by water control and improvement districts; providing for trial de novo in district courts; granting the right to trial by jury upon demand of either party; amending Subsection (1), Section 126, Chapter 25, Acts of the 39th Legislature, Regular Session, 1925, as amended (Article 7880-126, Vernon's Texas Civil Statutes); and declaring an emergency."

To the Committee on County, District and Urban Affairs.

(Senator Aikin in Chair.)

By Senators Aikin and Hazlewood:

S. B. No. 4, A bill to be entitled "An Act appropriating all moneys in

the Texas Opportunity Plan Fund and the Texas College Student Loan Bonds Interest and Sinking Fund to the Coordinating Board, Texas College and University System; and declaring an emergency."

To the Committee on Finance.

By Senator McKool:

S. B. No. 5, A bill to be entitled "An Act amending Section 1, of Chapter 9, page 602, Acts of the 46th Legislature, 1939, Regular Session, Special Laws, as amended; providing for the office of county purchasing agent in all counties of this state having a population of seventy-four thousand (74,000) or more inhabitants according to the last preceding Federal Census; providing bond for such agent; providing generally the rights, powers, and duties of such agent in reference to the handling and purchase of supplies, materials, and equipment in reference to the contracting for repairs to property and for expenditures generally; providing for the appointment, tenure, and compensation of said agent; providing for a repealing clause; and declaring an emergency."

To the Committee on County, District and Urban Affairs.

Finance Committee Granted  
Permission to Meet While  
Senate in Session

On motion of Senator Hazlewood, and by unanimous consent, the Committee on Finance was granted permission to meet while the Senate was in Session.

Senate Bills on First Reading

The following bills and resolutions were introduced, read first time and referred to the Committee indicated:

By Senator McKool:

S. B. No. 6, A bill to be entitled "An Act relating to the mode of applying for registration as a voter and to the information required on the application, the registration certificate, and the list of registered voters; amending Subsections (1), as last amended, and (2), Section 45a, Section 45b, Section 47a, and Subsection (1), Section 51a, Texas Election Code, as added (Articles 5.13a, 5.13b, 5.15a, and 5.19a, Vernon's Texas Election Code); providing an effective date; and declaring an emergency."

To the Committee on County, District and Urban Affairs.

By Senator McKool:

S. B. No. 7, A bill to be entitled "An Act relating to the commissioners court of certain counties; providing office space and office equipment for members of the Legislature; and declaring an emergency."

To the Committee on County, District and Urban Affairs.

By Senator Word:

S. B. No. 8, A bill to be entitled "An Act amending Acts 1925, 39th Legislature, General Laws, Chapter 25, authorizing Water Control and Improvement Districts containing any city to annex territory heretofore or hereafter annexed to such city where the district provides water or sewer services to such city or its inhabitants thereof; providing the procedure for such annexation; and providing for the assumption by such territory of the tax-supported bonds then outstanding and theretofore voted but not sold and the levy of a tax for the payment thereof by an election called and held in the same manner as elections for the issuance of bonds; providing other matters in the premises; and declaring an emergency."

To the Committee on County, District and Urban Affairs.

By Senator Watson:

S. B. No. 9, A bill to be entitled "An Act amending Section 2 of Chapter 320, Acts of the 59th Legislature, 1965, Regular Session (Article 695k, Vernon's Texas Civil Statutes); relating to the appointment of a Chairman of the Governor's Committee on Aging; and declaring an emergency."

To the Committee on County, District and Urban Affairs.

By Senators Brooks and Aikin:

S. B. No. 10, A bill to be entitled "An Act relating to the establishment of an advisory council for the study and research of the problems of children with learning disabilities and defining the duties of the Texas Education Agency and the commissioner of education concerning study and research into the problems of children with learning disabilities, and the development and carrying out of diagnostic and treatment programs for

such children; and declaring an emergency."

To the Committee on County, District and Urban Affairs.

By Senator Watson:

S. B. No. 11, A bill to be entitled "An Act creating new judicial districts and making necessary provisions for terms of court, transfer of cases, exchange of benches, matters of administration, appointment of initial judges, juvenile boards and supplemental compensation, court officers, court reporters, and jurisdiction; creating the office of district attorney for certain judicial districts and making necessary related provisions; amending certain laws and repealing certain laws to conform to this Act; making necessary transitional provisions; providing for severability; repealing laws in conflict; providing an effective date; and declaring an emergency."

To the Committee on County, District and Urban Affairs.

By Senator Mauzy:

S. B. No. 12, A bill to be entitled "An Act to provide that certain units of government may secure motor vehicle liability insurance under the assigned risk plan subject to certain limits, amending Sections 33, as amended, and 35, Chapter 498, Acts of the 52nd Legislature, Regular Session, 1951 (Article 6701h, Vernon's Texas Civil Statutes), and declaring an emergency."

To the Committee on County, District and Urban Affairs.

By Senator Mauzy:

S. B. No. 13, A bill to be entitled "An Act relating to workmen's compensation coverage for municipal employees; repealing Chapter 327, Acts of the 53rd Legislature, Regular Session, 1953, as amended (Article 8309e, Vernon's Texas Civil Statutes); and declaring an emergency."

To the Committee on County, District and Urban Affairs.

By Senator Wilson:

S. B. No. 14, A bill to be entitled "An Act making it a misdemeanor for any person who is actively engaged in commercial harvesting of any trees or timber to cut a tree, or limb therefrom, willfully causing such tree or limb to fall on any electric transmis-

sion or distribution line, or any telephone line or cable, breaking or damaging such line or cable so as to disrupt the service; providing a penalty; making the Act cumulative; and declaring an emergency."

To the Committee on County, District and Urban Affairs.

By Senator Jordan:

S. B. No. 15, A bill to be entitled "An Act relating to certain motor vehicle liability insurance policies involving vehicles owned or held for sale or repair by a person engaged in such business and the applicability of such policies to persons other than the named insured; amending the Texas Insurance Code by adding Article 5.06-2; providing for severability; and declaring an emergency."

To the Committee on County, District and Urban Affairs.

By Senator Kennard:

S. B. No. 16, a bill to be entitled "An Act authorizing the Tarrant County Commissioners Court and the El Paso County Commissioners Court to contract with political subdivisions for the performance of governmental services and authorizing political subdivisions in Tarrant County to contract with Tarrant County and/or with each other for such services; and authorizing political subdivisions in El Paso County to contract with El Paso County and/or with each other for such services; providing terms and conditions for such contracts; providing for severability; and declaring an emergency."

To the Committee on County, District and Urban Affairs.

By Senator Kennard:

S. B. No. 17, A bill to be entitled "An Act authorizing the commissioners Court of certain counties to sell certain real and personal property for the purpose of entering into contracts to lease or to construct, repair, renovate, improve, or enlarge, or to rent buildings, land, facilities, equipment, or services from others for county purposes, to pay certain utility bills and to purchase back certain facilities; providing for payment of prevailing wages on construction contracts and determination of such wages in certain counties; validating certain actions, proceedings, orders, and contracts; and declaring an emergency."

To the Committee on County, District and Urban Affairs.

By Senator Kennard:

S. B. No. 18, A bill to be entitled "An Act authorizing the commissioners court of certain counties to sell certain real and personal property for the purpose of entering into contracts to lease or to construct, repair, renovate, improve, or enlarge, or to rent buildings, land, facilities, equipment, or services from others for hospital district purposes, to pay certain utility bills and to purchase back certain facilities, providing for payment of prevailing wages on construction contracts and determination of such wages in certain counties; validating certain actions, proceedings, orders, and contracts; and declaring an emergency."

To the Committee on County, District and Urban Affairs.

By Senator Bates:

S. B. No. 19, A bill to be entitled "An Act creating and establishing a conservation and reclamation district under Article XVI, Section 59, of the Texas Constitution, comprising all the territory and property of Long Island, situated in Laguna Madre, immediately adjacent to the City of Port Isabel, Texas, to be known as Long Island Utility District; constituting the same a governmental agency and body politic and corporate and a political subdivision of the state; defining the boundaries thereof and finding that all land and property therein will be benefited and no exclusion hearing shall be held, and that no election shall be necessary to confirm the organization of the district nor shall hearings be held on a plan of taxation but the ad valorem plan shall be used; prescribing the rights, powers, privileges, and duties of said district; empowering the district to provide a reclaimed water supply, water storage, treatment, transportation, and distribution facilities, sanitary sewer, collection, transporting and disposal facilities, drainage and navigation facilities and improvements; providing for a board of directors, their terms, the filling of vacancies and the election of successors; providing for the awarding of contracts; prescribing the purpose for which bonds may be issued; providing terms and conditions for their issuance and the sale thereof; the methods of securing their payment and the procedures for their is-

suance; requiring all bonds payable in whole or in part from taxes, except refunding bonds, to be approved by the resident qualified property tax-paying voters whose property has been duly rendered for taxation; providing for approval of bonds by the Texas Water Rights Commission; prescribing the manner in which such elections shall be called, held, and notice thereof given; providing for the assessment of property and the levy and collection of ad valorem taxes for the servicing of the district's tax-supported bond indebtedness and the acquisition, construction, maintenance, and operation of its works, plants, and facilities, exempting the district's bonds from taxation; providing that the district shall have the power to fix rates and charges for services furnished; providing for a district depository and its selection; making applicable to the district Title 52, Revised Civil Statutes of Texas, 1925, as amended, relating to eminent domain, requiring the district to bear the sole expense of the relocation of certain facilities; providing that the district may contract for a water supply and acquire water rights; providing that bonds of the district shall be authorized investments in certain instances and shall be eligible to secure the deposit of certain funds; declaring the district essential; making certain findings relating to the publication of the notice of intention to apply for the passage of this Act; enacting provisions incident and relating to the subject; providing a savings clause; and declaring an emergency."

To the Committee on County, District and Urban Affairs.

By Senator Schwartz:

S. B. No. 20, A bill to be entitled "An Act relating to the creation of park boards of trustees by certain Home Rule cities bordering on the Gulf of Mexico and to the authority of the Boards; amending Sections 1, 2, 3, 7(k) and 8, Chapter 33, Acts of the 57th Legislature, 3rd Called Session, 1962 (Article 6081g-1, Vernon's Texas Civil Statutes); and declaring an emergency."

To the Committee on County, District and Urban Affairs.

By Senator Schwartz:

S. B. No. 21, A bill to be entitled

"An Act amending Article 2824, Revised Civil Statutes of Texas, 1925; providing for the investment of the proceeds from the sale by any county of lands granted to it for educational purposes; and declaring an emergency."

To the Committee on County, District and Urban Affairs.

By Senator Schwartz:

S. B. No. 22, A bill to be entitled "An Act amending Chapter 187, Acts of the 53rd Legislature, Regular Session, 1953, as last amended by Chapter 123, Acts of the 59th Legislature, Regular Session, 1965 (Article 1970-342, Vernon's Texas Civil Statutes); providing for the filling of any vacancy in the office of Judge of County Court at Law No. 2 of Galveston County by the Commissioners Court of Galveston County; and declaring an emergency."

To the Committee on County, District and Urban Affairs.

#### Report of Standing Committee

Senator Hazlewood, by unanimous consent, submitted the following report:

Austin, Texas,  
August 25, 1969.

Hon. Ben Barnes, President of the Senate.

Sir: We, your Committee on Finance, to which was referred S. B. No. 4, have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass and be not printed.

HAZLEWOOD, Chairman.

#### Senate Bill 4 Ordered Not Printed

On motion of Senator Hazlewood, and by unanimous consent, S. B. No. 4 was ordered not printed.

#### Senate Bills on First Reading

The following bills were introduced, read first time and referred to the Committee indicated:

By Senator Schwartz:

S. B. No. 23, A bill to be entitled "An Act amending Chapter 124, Acts of the 54th Legislature, 1955, as amended, by adding Section 3a and amending Section 46 (Article 326k-28, Vernon's Texas Civil Statutes), re-

lating to the official duties and compensation of the Criminal District Attorney of Galveston County; and declaring an emergency."

To the Committee on County, District and Urban Affairs.

By Senator Schwartz:

S. B. No. 24, A bill to be entitled "An Act relating to the salaries of certain officials in certain counties; and declaring an emergency."

To the Committee on County, District and Urban Affairs.

By Senator Schwartz:

S. B. No. 25, A bill to be entitled "An Act relating to the Court of Domestic Relations for Galveston County, the Galveston County Juvenile Board, the Citizens Juvenile Advisory Board, and the Juvenile Officers of Galveston County; providing that County Court No. 1 and County Court No. 2 have concurrent jurisdiction with the Court of Domestic Relations in certain cases; amending Sections 2, 8, and 10, Chapter 64, Acts of the 57th Legislature, 3rd Called Session, 1962, as amended (Article 2338-16, Vernon's Texas Civil Statutes); and declaring an emergency."

To the Committee on County, District and Urban Affairs.

By Senator Schwartz:

S. B. No. 26, A bill to be entitled "An Act providing for the creation of beach park boards in counties bordering on the Gulf of Mexico; providing certain exceptions; describing the duties and powers of such boards; making this Act cumulative of all other acts relating to county parks; providing for the autonomy of city beach park boards; providing for severability; reiterating rights, authority, and limitations delegated by Chapter 19, Acts of the 56th Legislature, 2nd Called Session, 1959, as amended; and declaring an emergency."

To the Committee on County, District and Urban Affairs.

By Senator Schwartz:

S. B. No. 27, A bill to be entitled "An Act relating to permits for the excavation of sand, marl, gravel, or shell from islands or peninsulas bordering on the Gulf of Mexico, or from land within 1,500 feet of a public beach; providing certain exemptions;

providing certain exceptions from the operation of the Act; providing for public notice; defining 'public beach'; providing for enforcement of injunctive remedies by the attorney general and other officials; providing a penalty for violations; and declaring an emergency."

To the Committee on County, District and Urban Affairs.

By Senator Schwartz:

S. B. No. 28, A bill to be entitled "An Act declaring the public policy of this state regarding the recreational use of certain beaches; authorizing the licensing of certain business establishments which do not interfere with such use; providing for certain exemptions; providing a penalty for violations; and declaring an emergency."

To the Committee on County, District and Urban Affairs.

By Senator Schwartz:

S. B. No. 29, A bill to be entitled "An Act declaring a moratorium on the sale or leasing of the surface estate in state-owned submerged lands, beaches, and islands under any existing laws of this state, pending receipt of the Interagency Natural Resources Council study of these submerged lands, beaches, and islands or until May 31, 1973, whichever is earlier; providing certain exceptions from the operation of the Act; providing certain exemptions; and declaring an emergency."

To the Committee on County, District and Urban Affairs.

By Senator Schwartz:

S. B. No. 30, A bill to be entitled "An Act providing for the imposition of criminal penalties for the display of any communication at any public beach which states that the public does not have the right of access to such public beach; providing certain exemptions; providing for venue; defining 'public beach'; and declaring an emergency."

To the Committee on County, District and Urban Affairs.

By Senator Schwartz:

S. B. No. 31, A bill to be entitled "An Act declaring the public policy of the State of Texas concerning the maintenance and cleaning of public

beaches; authorizing certain cities and counties to apply for state funds; providing certain requisites for an application for state funds by a city or county; allocating duties and responsibilities relating to the maintenance and cleaning of public beaches; providing for payment of state funds to certain cities and counties through the Parks and Wildlife Department; providing certain restrictions and limitations; authorizing contracts between certain cities and counties and between certain counties relating to cleaning of beaches; defining certain terms; providing certain exemptions; providing for severability; and declaring an emergency."

To the Committee on County, District and Urban Affairs.

By Senator Blanchard:

S. B. No. 32, A bill to be entitled "An Act amending Section 1, Chapter 475, Acts of the 52nd Legislature, 1951, as amended (Article 4551e, Vernon's Texas Civil Statutes), defining certain terms; amending Section 11, Chapter 244, Acts of the 44th Legislature, Regular Session, as amended (Article 4551b, Vernon's Texas Civil Statutes), and Article 753, Penal Code of Texas, 1925, as amended, relating to certain exemptions from the definition of dentistry; providing a repealing clause; providing a severability clause; and declaring an emergency."

To the Committee on County, District and Urban Affairs.

By Senator Blanchard:

S. B. No. 33, A bill to be entitled "An Act amending Article 21.07, Texas Insurance Code, same being S. B. No. 236, Acts of the 52nd Legislature, Regular Session, 1951, page 868, Chapter 491, as amended, by amending Article 21.07, and enacting a new Article 21.07; providing applicability of Article 21.07 to all persons acting or seeking authority to act as an agent of any local mutual aid association, local mutual burial association, statewide mutual assessment corporation, stipulated premium company, county mutual insurance company, casualty company writing accident and health insurance or any other type of insurance carrier licensed to do business in the State of Texas and which insurance carrier's agents are

required to be licensed under the provisions of Article 21.07, Texas Insurance Code, 1951, as amended, on the date that this Act shall become effective; providing that each such person prior to acting as an agent shall obtain a license under the provisions of Article 21.07 and be appointed to act as an agent by some duly authorized insurance carrier designated by the provisions of Article 21.07; permitting any person desiring to act as an agent of any insurance carrier licensed in the State of Texas and writing health and accident insurance to obtain a separate license to write health and accident insurance under the provisions of Article 21.07; prescribing the procedures for each person making application for a license and requiring completion of forms prescribed and furnished by the State Board of Insurance accompanied with a certificate of insurance carrier setting forth therein certain required information; providing that the State Board of Insurance shall issue such a license if such person is found to be of good character and trustworthy, except that such person shall not be authorized to write health and accident insurance unless such person shall have first passed a written examination as provided for in Article 21.07 or such person will act only as a ticket-selling agent of a public carrier with respect to accident life insurance covering risks of travel or as an agent selling credit life, health and accident insurance issued exclusively in connection with credit transactions or will write policies or riders to policies providing only lump sum cash benefits in the event of accidental death, or death by accidental means, or dismemberment or providing only ambulance expense benefits in event of accident or sickness; prescribing for a written examination for persons desiring to write health and accident insurance, excepting that no written examination shall be required of an applicant for renewal of a license which is currently in force at the effective date of this Act or to an applicant whose license expired less than one year prior to the date of application may, in discretion of State Board of Insurance, be issued a license without written examination; requiring State Board of Insurance to within sixty days of effective date of this Act adopt rules and regulations with

respect to scope, type and conduct of such written examination and times and places within State where same will be held and such rules and regulations shall designate textbooks, manuals and other materials in connection with such examination and provides that the same shall be available for purchase; limiting the questions to be asked, and requiring a fee of \$10.00 for the privilege of taking examination; permitting State Board of Insurance to authorize any insurance carrier to conduct written examinations to persons or its agents subject to such reasonable conditions, requirements and standards as the State Board of Insurance shall require and establish but also providing authority to revoke such authority if the State Board of Insurance shall find that such insurance carrier has violated the conditions, requirements and standards required to conduct written examinations; requiring the State Board of Insurance to license any person authorizing such person to write health and accident insurance after passing such examination and complying with the other provisions of Article 21.07; authorizing the State Board of Insurance in its sole discretion to establish an Advisory Board; providing that the State Board of Insurance may, under certain circumstances, require any agent who held a license authorizing such agent to write health and accident insurance at the effective date of this Act to take such written examination as authorized by Article 21.07 within ninety days thereafter and upon failure of such agent to take such examination or upon failure of such agent to pass such examination, the State Board of Insurance may terminate such agent's license; providing for return of fees charged a person under certain circumstances if such license is not issued; authorizing agents to represent additional insurance carriers and prescribing the procedures for appointment by insurance carriers and the fees to be charged; prescribing that each license so issued shall expire one year from date; permitting renewal of each license not revoked or suspended from year to year; prescribing the license fee of \$10.00 and an annual renewal license fee of \$10.00; providing that appointments by insurance carriers of agents shall be continuous unless otherwise terminated, and effect there-

of, except that on or before April 1 of each year, commencing on April 1, 1970, each insurance carrier shall file with the State Board of Insurance on prescribed forms a list of its appointed agents and failure to so file shall be deemed and considered as termination of such appointment; providing for issuance by State Board of Insurance of ninety day temporary licenses to agents selling health and accident insurance and all other applicable insurance coverage without passing written examination, and prescribing the methods, procedures and requirements for the obtaining of such temporary licenses and precluding the writing of insurance upon certain specified individuals while such agent holds a temporary license and limiting certain commissions thereon; requiring notification to State Board of Insurance by each insurance carrier of termination of any appointment of any agent and authorizing State Board of Insurance to terminate license but providing that any such information required to be or furnished to the State Board of Insurance relating to any such termination of a license shall be deemed a privileged communication and limited to introduction in court; prescribing for the denial, refusal, suspension or revocation of licenses issued pursuant to Article 21.07 under certain circumstances and based upon certain reasons; providing for notice and hearing before denial, suspension or revocation of license and filing of findings of facts if license denied, revoked or suspended; limiting the right to receive a new license for a period of one year following denial, refusal or revocation of license (except for failure to pass a required written examination) unless good cause be shown to waive the same; providing for judicial review of all acts of the State Board of Insurance and prescribing the methods, procedure and precedence therefor and that such review shall be by trial de novo; establishing a penalty of not more than \$500.00 or imprisonment not more than six months, or both, for violation of the provisions of Article 21.07; authorizing the State Board of Insurance to establish and from time to time amend, reasonable rules and regulations for administration of Article 21.07; prescribing an annual license fee of \$10.00 for each agent and for



each initial appointment of \$4.00; establishing that all fees shall constitute a fund to be used by State Board of Insurance for administration of Article 21.07, State Board of Insurance is authorized to use such funds to employ persons it may deem necessary to make investigations and report upon alleged violations of Article 21.07 and further granting to the State Board of Insurance additional authority; providing the method for use of any residue of said fund; requiring that said fund be deposited with the State Treasurer at least once each week; providing further for termination and disposition of such fund at the end of each biennium; providing any person who holds a license under the provisions of Article 21.07-1 shall be entitled to receive a license under Article 21.07 to write health and accident insurance without being required to pass written examination; providing any person who holds a license under Article 21.14, Texas Insurance Code, 1951, as amended, shall be entitled to certain exemptions; providing that any license authorizing the agent to write health and accident insurance shall have stamped thereon the words 'HEALTH AND ACCIDENT INSURANCE'; providing that each license issued prior to the effective date of this Act under the provisions of Article 21.07 and remaining in force at the effective date of this Act shall continue in full force and effect until such license would otherwise expire and each such license so expiring shall be subject to renewability in accordance with the provisions of this Act upon each respective license expiration date but may be revoked as otherwise provided in this Act; providing that this Act shall be cumulative of all other existing laws but in event of any conflict the provisions of this Act shall prevail and all laws or parts of laws in conflict with this Act are repealed to the extent of such conflict; providing a severability clause; and declaring an emergency."

To the Committee on County, District and Urban Affairs.

By Senator Blanchard:

S. B. No. 34, A bill to be entitled "An Act relating to the filling of vacancies occurring in the number of trustees originally appointed under

a valid charitable trust agreement; and declaring an emergency."

To the Committee on County, District and Urban Affairs.

By Senator Patman:

S. B. No. 35, A bill to be entitled "An Act relating to the issuance of certain bonds by cities having a population of 5,000 or more; amending Section 1, Chapter 341, Acts of the 57th Legislature, Regular Session, 1961 (Article 1187f, Vernon's Texas Civil Statutes); and declaring an emergency."

To the Committee on County, District and Urban Affairs.

By Senator Moore:

S. B. No. 36, A bill to be entitled "An Act authorizing creation of a Hospital District over part of Freestone County, to be known as the Teague Hospital District; prescribing a procedure for an election on the creation of the District and the levy of a tax for Hospital District purposes; providing the powers of the District and its governing body; providing for the operation and financing of said District, including the procedures it is to follow; reciting proof of publication of constitutional notice; providing a severability clause; and declaring an emergency."

To the Committee on County, District and Urban Affairs.

By Senator Moore:

S. B. No. 37, A bill to be entitled "An Act amending Section 5, and adding a Section 4a, Chapter 29, Acts of 54th Legislature, 1955 (Article 21.07-2, Vernon's Texas Insurance Code), relating to a change in the licensing of a life insurance counselor; prohibiting advertising and circulation of certain materials; prohibiting Dual Compensation; and declaring an emergency."

To the Committee on County, District and Urban Affairs.

By Senator Hightower:

S. B. No. 38, A bill to be entitled "An Act adding certain requirements concerning the form of accident and sickness insurance policies; requiring specific disclosure of certain information to prospective policyholders and establishing certain requirements concerning physical examinations; add-

ing Subsection (C) to Section 2, Chapter 397, Acts of the 54th Legislature, 1955, as amended (Article 3.70-2, Vernon's Texas Insurance Code), and adding a Section 7A; and declaring an emergency."

To the Committee on County, District and Urban Affairs.

By Senator Herring:

S. B. No. 39, A bill to be entitled "An Act cancelling and releasing any future reversionary right and interest which the State of Texas may hold, and conveying and granting to the Austin Independent School District all right, title and interest of the State of Texas in and to property in the Original City of Austin; and declaring an emergency."

To the Committee on County, District and Urban Affairs.

#### Resolutions Signed

The Presiding Officer announced the signing by the President in the presence of the Senate after the caption had been read, the following enrolled resolutions:

H. C. R. No. 19, Memorial resolution for John Y. Lawhon.

H. C. R. No. 20, Memorial resolution for R. S. (Dick) Burruss.

H. C. R. No. 22, Memorial resolution for Robert S. Boulter.

H. C. R. No. 25, Extending congratulations to Ernest Tubb and Roy Boren.

H. C. R. No. 26, Extending congratulations to the Kilgore High School basketball team.

H. C. R. No. 27, Extending congratulations to Joe Wylie, All-American halfback.

H. C. R. No. 28, Extending congratulations to Dr. George J. Beto on his election as President of the American Correctional Association.

H. C. R. No. 29, Commending David King Caldwell for his outstanding accomplishments.

#### Senate Bills and Resolutions on First Reading

The following bills and resolutions were introduced, read first time and referred to the Committee indicated:

By Senator Herring:

S. B. No. 40, A bill to be entitled "An Act amending Section 20 of Chapter 779, Acts of the 61st Legislature, Regular Session, 1969 (codified as Sec. 20, Article 1528e, Vernon's Texas Civil Statutes), so as to change the effective date thereof; and declaring an emergency."

To the Committee on County, District and Urban Affairs.

By Senator Creighton:

S. B. No. 41, A bill to be entitled "An Act relating to the boundaries of and the election to create the South Eastland County Hospital District; amending Section 1 and Subsections (a) and (d) of Section 3, Chapter 569, Acts of the 61st Legislature, Regular Session, 1969 (Article 4494q, Vernon's Texas Civil Statutes); and declaring an emergency."

To the Committee on County, District and Urban Affairs.

By Senator Mauzy:

S. B. No. 42, A bill to be entitled "An Act including income of insurers from investment of their funds in the factors to be considered in setting rates of insurance premiums; amending Section 1, Article 5.01, Texas Insurance Code, as amended; and declaring an emergency."

To the Committee on County, District and Urban Affairs.

By Senator Hazlewood:

S. B. No. 43, A bill to be entitled "An Act authorizing home-rule cities of this state to establish, acquire, lease, purchase, construct, improve, enlarge, equip, repair, operate, and maintain parking structures, parking areas, parking garages or facilities for off-street parking or storage of motor vehicles or other conveyances; authorizing the governing body of such cities to exercise the right of eminent domain to acquire fee simple title to property for the purpose of acquiring sites for off-street parking facilities; authorizing such cities to regulate the use of such facilities and establish rates and charges for the use thereof; providing that in the event the exercise of eminent domain or other power makes necessary the relocation of highways, railroads or other specified facilities, such relocation shall be accomplished at the sole ex-

pense of such city; authorizing such cities to borrow money on the credit of such city and issue bonds of the city for the acquisition of off-street parking facilities within improvement districts; providing for an election by the qualified voters residing within a district to authorize the issuance of bonds and providing for an interest rate on bonds of not greater than 6½ percent; providing for a sinking fund to redeem said bonds of at least 2 percent thereon; providing for a tax levy not to exceed 50 cents on the \$100 valuation to redeem said bonds which tax shall be in addition to all other taxes authorized or permitted to be levied by the charter of such cities; and declaring an emergency."

To the Committee on County, District and Urban Affairs.

By Senator Mauzy:

S. B. No. 44, A bill to be entitled "An Act making a supplemental appropriation to the Dallas County Junior College District for the fiscal year ending August 31, 1969; and declaring an emergency."

To the Committee on Finance.

By Senator Wilson:

S. B. No. 45, A bill to be entitled "An Act vesting the control and management of Stephen F. Austin State University in a Board of Regents created by this Act; and declaring an emergency."

To the Committee on County, District and Urban Affairs.

By Senator Wilson:

S. B. No. 46, A bill to be entitled "An Act validating proceedings relating to the issuance of revenue bonds authorized by incorporated cities, towns and villages under certain conditions; providing for the issuance of such revenue bonds, for their security and payment, their approval by the Attorney General and registration by the Comptroller of Public Accounts; limiting the application of the Act; providing a severance clause; declaring an emergency."

To the Committee on County, District and Urban Affairs.

By Senator Hall:

S. B. No. 47, A bill to be entitled "An Act providing for exemption from tuition and laboratory fees at state

institutions of higher education for certain children of state employees; providing for refunds in certain cases; and declaring an emergency."

To the Committee on County, District and Urban Affairs.

By Senators Wilson and Bernal:

S. B. No. 48, A bill to be entitled "An Act amending Chapter 100, Acts of the 55th Legislature, Regular Session, 1957 (Article 6252-9, Vernon's Texas Civil Statutes), making additional requirements for reporting substantial interests of officers and employees of State agencies, legislators and legislative employees; prohibiting presentation of facts or argument to an administrative agency of this State except under conditions as herein provided; prohibiting officers and agents of a State agency from making investments causing a conflict of interests and further defining same; prohibiting a Member of the Legislature from introducing or causing to be introduced proposed legislation which affects directly a client or employer of such Member; providing for an annual disclosure statement by all Members of the Texas Legislature; providing for disclosure by legislators representing clients for compensation before a state agency; and declaring an emergency."

To the Committee on County, District and Urban Affairs.

By Senator Wilson:

S. B. No. 49, A bill to be entitled "An Act validating, ratifying, confirming and approving contracts, scrip warrants and time warrants and refunding bonds authorized by counties or cities (including Home-rule cities) or towns; validating, ratifying, confirming and approving refunding bonds issued for the purpose of refunding time warrants and all proceedings, governmental acts, orders, ordinances, resolutions and other instruments relating to the issuance of refunding bonds for such purposes of counties, cities (including Home-rule cities) and towns; providing that this Act shall not apply to any contract scrip warrants, time warrants or to any refunding bond proceedings, governmental acts, orders, resolutions or other instruments, or bonds executed or issued by any county with a population in excess of three hundred and fifty

thousand (350,000), according to the last preceding Federal Census or any contract, scrip warrant, time warrants or any refunding bond proceedings, governmental acts, orders, ordinances, resolutions or other instruments, or bonds, the validity of which is now involved in litigation; providing a savings clause; and declaring an emergency."

To the Committee on County, District and Urban Affairs.

By Senator Wilson:

S. B. No. 50, A bill to be entitled "An Act authorizing counties to issue certificates of indebtedness for stated purposes, stating terms and conditions of issuance; requiring the levy of a tax to pay such certificates and interest thereon; providing for the issuance of refunding bonds; enacting other provisions incident and regulated to the subject; and declaring an emergency."

To the Committee on County, District and Urban Affairs.

By Senator Wilson:

S. B. No. 51, A bill to be entitled "An Act to amend Article 7212, Revised Civil Statutes of Texas, 1925, as amended, so as to expressly authorize a county to employ those having special skills and experience to assist the Board of Equalization; providing for the payment of the contractual obligations incurred by the county out of the proper fund or funds of the county and authorizing the issuance of warrants under limited conditions; providing a severance clause; and declaring an emergency."

To the Committee on County, District and Urban Affairs.

By Senator Wilson:

S. B. No. 52, A bill to be entitled "An Act constituting a local law for the maintenance of the public roads and highways in Nacogdoches County by authorizing the county to issue certificates of indebtedness for the purpose of acquiring right-of-way for designated state or federal highways, farm-to-market or county roads, and payment of expenses in connection with such acquisition, or for payment of expenses of the Road and Bridge Fund of the County; requiring the levy of a tax to pay such certificates and the interest thereon; requiring

such certificates to be approved by the Attorney General and registered by the Comptroller of Public Accounts and prescribing the effect thereof; enacting other provisions relating to the subject; and declaring an emergency."

To the Committee on County, District and Urban Affairs.

By Senator Bates:

S. B. No. 53, A bill to be entitled "An Act amending Section 1(u) of Title I, Senate Bill 28, Acts, 61st Legislature, Regular Session, 1969, further defining the term 'inspector'; and amending Section 13 of Title I, Senate Bill 28, Acts, 61st Legislature, Regular Session, 1969, providing for certain contracting powers of the Texas State Department of Health; and declaring an emergency."

To the Committee on County, District and Urban Affairs.

By Senator Bates:

S. B. No. 54, A bill to be entitled "An Act changing the name of Pan American College to Pan American University; and declaring an emergency."

To the Committee on County, District and Urban Affairs.

By Senator Watson:

S. B. No. 55, A bill to be entitled "An Act relating to removal of retired rangers from appointments as special rangers and to the creation of a retired ranger commission to be granted by the Public Safety Commission; amending Subdivision (5), Section 11, Chapter 181, Acts of the 44th Legislature, Regular Session, 1935 (Article 4413(11), Vernon's Texas Civil Statutes); and declaring an emergency."

To the Committee on County, District and Urban Affairs.

By Senator Wilson:

S. B. No. 56, A bill to be entitled "An Act relating to issuance of patents on vacant and unsurveyed land; exempting certain litigation from the provisions of this Act; providing this Act shall not affect the rights of any party under any previously executed mineral deed or oil and gas lease; adding a new Section 5a to Chapter 271, General Laws, Acts of the 42nd Legislature, Regular Session, 1931

(Article 5421c, Vernon's Texas Civil Statutes); and declaring an emergency."

To the Committee on County, District and Urban Affairs.

By Senators Aikin, Mauzy and Jordan:

S. B. No. 57, A bill to be entitled "An Act providing an optional method of determining allocation of Foundation Program Professional Units under the Foundation School Program Act; and declaring an emergency."

To the Committee on County, District and Urban Affairs.

By Senator Aikin:

S. B. No. 58, A bill to be entitled "An Act providing an allocation formula for certain school districts under the Foundation School Program Act; and declaring an emergency."

To the Committee on County, District and Urban Affairs.

By Senator Brooks:

S. B. No. 59, A bill to be entitled "An Act creating six additional district courts of criminal jurisdiction in and for Harris County, Texas, known as the 182nd, 183rd, 184th, 185th, 189th, and 190th District Courts, providing for the organization of the Courts; providing for the transfer and docketing of cases; providing for trial and disposition of cases in the District Courts named in this Act during the absence of the Judge thereof; prescribing the qualifications, jurisdiction, duties, and powers of the Judges thereof; providing for the appointment, election, and compensation for the Judges; providing for seals of each of the Courts; providing for the Sheriff, District Attorney, and Clerk of the Courts; providing for appointment and compensation of an assistant District Attorney and of special Deputy Clerks; providing for the appointment of an official court reporter; fixing the time for holding the terms of the Courts and providing for jury service and empaneling of grand juries; limiting and conforming the jurisdiction of the courts of criminal jurisdiction to the jurisdiction of the 174th, 176th, 177th, 178th, 179th, and 180th District Courts; and declaring an emergency."

To the Committee on County, District and Urban Affairs.

By Senator Wilson:

S. B. No. 60, A bill to be entitled "An Act relating to the salary of the county judge in certain counties; and declaring an emergency."

To the Committee on County, District and Urban Affairs.

By Senator Schwartz:

S. B. No. 61, A bill to be entitled "An Act relating to the compensation of deputies, assistants, and clerks of any district, county, or precinct officer of certain counties; and declaring an emergency."

To the Committee on County, District and Urban Affairs.

By Senator Brooks:

S. B. No. 62, A bill to be entitled "An Act amending Subsection (c), Section 4.02, Chapter 470, Acts of the 45th Legislature, Regular Session, 1937, as amended (Article 2922-1, Vernon's Texas Civil Statutes), relating to interest on accumulated contributions; and declaring an emergency."

To the Committee on County, District and Urban Affairs.

By Senator Kennard:

S. B. No. 63, A bill to be entitled "An Act establishing and adopting an Antiquities Code for the State of Texas; setting forth the public policy of the State with respect to archeological and historical sites and items; creating an Antiquities Committee of seven members; providing for the organization, compensation, duties, powers, and procedures of the Antiquities Committee; empowering the Antiquities Committee to enter into contracts for research and salvage activities on State Archeological Landmarks; creating and defining State Archeological Landmarks; providing for the designation of certain sites on private lands as State Archeological Landmarks with the consent of the owner thereof; providing that the Antiquities Committee may declare a State Archeological Landmark of no further historical, archeological, educational or scientific value; providing for a system of permits and contracts for the salvage of treasures embedded in the earth and the excavation or study of archeological and historical sites and objects; providing the State Archeologist with the power

to promulgate reasonable rules and regulations concerning salvage and other study of State Archeological Landmarks; empowering the Antiquities Committee to determine the disposition and repository of objects and artifacts recovered by such salvage and study operations; providing for a means of fair compensation to the salvager operating under permit from the Antiquities Committee; empowering the Antiquities Committee to accept gifts, devises, and bequests, and to otherwise purchase and acquire from the permittee objects deemed by the Antiquities Committee to be important enough to remain the property of the State of Texas; making it unlawful to forge or duplicate an archeological artifact or object with intent to deceive or to offer said object for sale; making it unlawful to intentionally deface aboriginal or Indian rock art; making it unlawful to enter the enclosed lands of another without permission and intentionally take, damage, or destroy any archeological or historical site, structure, or monument on private lands; providing a penalty for violations of this Act; providing injunctive relief for violation of this Act and providing for venue thereof; defining personnel to enforce this Act; making it unlawful for any person not the owner and without authority to injure or destroy any historical structure, monument, marker, medallion, or artifact; providing a savings clause; repealing laws in conflict and designated prior laws; and declaring an emergency."

To the Committee on County, District and Urban Affairs.

By Senator Brooks:

S. B. No. 65, A bill to be entitled "An Act creating a conservation and reclamation district under the provisions of Article XVI, Section 59, Constitution of Texas, to be known as La Porte Municipal District No. 1 of Harris County, Texas, defining its boundaries and finding their closure; finding benefit to the land and other property in the district; prescribing its rights, powers, privileges and duties; providing that no confirmation election shall be required; providing for its governing body; authorizing the levy and assessment of taxes and adopting the ad valorem basis of taxation; authorizing the issuance and refunding of bonds and prescribing

their terms and security; authorizing the investment of bond proceeds; prescribing the procedure for annexing land; providing that no exclusion hearing shall be required except under certain circumstances; requiring supervision by the Texas Water Rights Commission; requiring the district to establish an office; providing for the selection of a depository; requiring audits and a system of accounts; containing provisions that its bonds are legal investments and eligible to secure public deposits; providing that except for its creation the district shall be subject to the provisions of Article 970a and subject to the provisions of Article 1182c-1, Vernon's Texas Civil Statutes; providing that the district shall bear the sole expense of the relocation of certain facilities; containing other provisions relating to the subject; providing that the district's properties shall not be subject to taxation; providing a severability clause; finding of notice of intention to introduce this Act; and declaring an emergency."

To the Committee on County, District and Urban Affairs.

By Senator Kennard:

S. B. No. 64, A bill to be entitled "An Act relating to death and disablement pension benefits of firemen from heart or lung disease; and declaring an emergency."

To the Committee on County, District and Urban Affairs.

By Senator Cole:

S. B. No. 66, A bill to be entitled "An Act relating to the administration and operation of programs and institutions for dependent and neglected children by the Harris County Child Welfare Board; amend by adding a new Subchapter E to Chapter 288, Acts of the 59th Legislature, Regular Session, 1965 (Article 5139-VV, Vernon's Texas Civil Statutes); and declaring an emergency."

To the Committee on County, District and Urban Affairs.

By Senator Cole:

S. B. No. 67, A bill to be entitled "An Act relating to the compensation of certain district and county officers of certain counties; adding a Section to Chapter 427, Acts of the Fifty-fourth Legislature, 1955, as amended

(codified as Article 3883-i, Vernon's Texas Civil Statutes), relating to the salary of the criminal district attorney, district attorney, county attorney, probate judges, county judge, judges of the county civil courts and judges of the county criminal courts in each county in the State of Texas having a population of one million two hundred thousand (1,200,000) or more inhabitants according to the last preceding Federal Census; enacting other provisions relating to the subject, repealing conflicting laws; and declaring an emergency."

To the Committee on County, District and Urban Affairs.

By Senator Bridges:

S. B. No. 68, A bill to be entitled "An Act amending Chapter 462, Acts of the Forty-fifth Legislature, Regular Session, 1937, as amended, to create housing authorities for Willacy County Navigation District; providing for severability; repealing all laws in conflict; and declaring an emergency."

To the Committee on County, District and Urban Affairs.

By Senator Bridges:

S. B. No. 69, A bill to be entitled "An Act amending Chapter 392, House Bill No. 233, Acts, 1959, Fifty-sixth Legislature, Regular Session, specifically granting to the Willacy County Navigation District the power to acquire land and air space by condemnation, gift, or purchase; and declaring an emergency."

To the Committee on County, District and Urban Affairs.

By Senators Hall and Creighton:

S. B. No. 70, A bill to be entitled "An Act defining the term 'issuer' as every type of municipal corporation and political or governmental subdivision or district; authorizing the governing body of any issuer to issue, secure, and pay revenue bonds, and/or to authorize and cause the execution of contracts payable from revenues, without the necessity of an election or referendum; validating certain revenue bonds and contracts payable from revenues; prescribing a severability provision; and declaring an emergency."

To the Committee on County, District and Urban Affairs.

By Senators Hall and Creighton:

S. B. No. 71, A bill to be entitled "An Act amending Sections 2 and 3 of Chapter 3, Acts of the 61st Legislature, Regular Session, 1969, by removing the limitation on the net effective interest rate on public securities issued and sold by public agencies, subject to certain exceptions; and declaring an emergency."

To the Committee on County, District and Urban Affairs.

#### Senate Concurrent Resolution 16

Senator Creighton offered the following resolution:

S. C. R. No. 16, Creating The Consumer Credit Study Committee.

Whereas, The 90th Congress enacted the Federal Truth in Lending Act as part of the Federal Consumer Credit Protection Act and this Act was signed by President Lyndon B. Johnson on May 29, 1968; and

Whereas, The Board of Governors of the Federal Reserve System is directed to exempt by regulation credit transactions which it determines are governed by the law of the state whose requirements are substantially similar to those imposed by the Federal Act and which state has adequate provision for enforcement; and

Whereas, The National Conference of Commissioners on Uniform State Laws, after over four years of study, several national hearings on draft bills, and obtaining the comment and advice of state consumer credit commissioners, consumer, banking, small loans and retailing representatives, promulgated the Uniform Consumer Credit Code; and

Whereas, The Uniform Consumer Credit Code was drafted so as to conform to the Federal Truth in Lending Act and so as to permit a state to obtain exemption from Federal regulation; and

Whereas, The Uniform Consumer Credit Code appears to offer the State of Texas an opportunity to improve further its consumer credit laws; now, therefore, be it

Resolved by the Senate of the 61st Legislature, 1st Called Session, the House of Representatives concurring, That the staff of the Texas Legislative Council be and it is hereby requested to assist the Committee in this study, and, be it further

Resolved, That the Committee shall prepare a budget for the operating expenses of said Committee, which shall be submitted to the Contingent Expenses Committee of the Senate and to the House Administration Committee, and no expenditures shall be made until a budget has been approved; and, be it further

Resolved, That:

Section 1. The Consumer Credit Study Committee is hereby established, composed of five members at large appointed by the Governor, five members of the Senate appointed by the Lieutenant Governor, and five members of the House of Representatives appointed by the Speaker.

Sec. 2. The Consumer Credit Commissioner and the Texas Legislative Council are hereby requested to provide the study committee with what information and assistance they can in the performance of its task. The Study Committee may appoint such advisory committees as it deems useful and appropriate.

Sec. 3. The Study Committee shall first be assembled at the call of the Governor. The Committee shall then elect from its membership a chairman and a secretary.

Sec. 4. The members of the Committee shall be reimbursed for their actual expenses incurred in carrying out the purposes of this Resolution. The expenses of each legislative member shall be paid from the contingent expenses fund of the House of which he is a member, and expenses of the members at large shall be paid equally from the contingent expenses fund of the House and Senate.

Sec. 5. The Consumer Credit Study Committee shall undertake a study of the Uniform Consumer Credit Code, the Texas Consumer Credit Code, the Federal Truth in Lending Act and other relevant laws and regulations and shall report its findings and recommendations in these premises to the Governor, Lieutenant Governor and Speaker of the House of Representatives before the convening of the 62nd Legislature.

The resolution was read and was referred to the Committee on County, District and Urban Affairs.

Senate Concurrent Resolution 17

Senator Bates offered the following resolution:

S. C. R. No. 17, Creating the Delinquent Ad Valorem Tax Study Commission.

Whereas, According to the best available estimates, hundreds of millions of dollars in delinquent ad valorem taxes are owed to the State of Texas and its taxing units, unjustly imposing an additional burden on the great majority of property owners who pay their taxes on time; and

Whereas, Much of the real property in the state escapes its fair share of taxation because of omission from the rolls and legally insufficient assessments; and

Whereas, According to the best available estimates, delinquent ad valorem taxes on the rolls and owed in this state increase by more than \$10 million per year despite the urgent need of all taxing units for adequate revenue to provide vital services and meet the responsibilities of government, and this figure does not include revenue losses from omitted properties, many of which have never been taxed; and

Whereas, These ever-mounting delinquencies are almost more certain than the taxes themselves and pose a serious threat to current collections and erode respect for and confidence in the state and its institutions and the tax laws in general; and

Whereas, The present ad valorem tax laws may be satisfactory for tax receiving from the millions of taxpayers ready and willing to meet their obligations as property owners, but are inadequate and cumbersome for tax collecting where suits must be brought to enforce payment; and

Whereas, The present available enforcement procedures have been tried and found wanting by many taxing units working diligently to keep their past due taxes to a minimum; and

Whereas, Many of the tax delinquencies and omissions arise from difficulties in assessing and insufficient information as to properties to be taxed, the names and addresses of their owners and proper legal descriptions; and

Whereas, Acting in reliance on the present law which bars use of limitations as a defense in suits for taxes on delinquent real property (except pre-1941 taxes for school districts), officials of many taxing units follow an unofficial policy of compassionate



enforcement with regard to suit and foreclosure on homesteads of elderly citizens and defer actions to collect such taxes when delinquent until the properties are sold or pass to heirs or devisees or are no longer used as homesteads by their elderly owners; and

Whereas, Record-keeping on ever-increasing delinquencies, particularly annual repeat items, is an almost overwhelming problem to taxing units with small clerical staffs, limited office equipment and inadequate budgets and is an unproductive expense to all taxing units, regardless of size; and

Whereas, True and correct statements of delinquent taxes are essential to protect real estate transactions from "hidden" tax liens, but the delinquent records in many taxing units are fragmentary and unreliable for issuance of tax certificates as provided by law; and

Whereas, Adequate information is not available as to:

(1) The totals of such delinquencies on the rolls in this state;

(2) The types of properties involved and likelihood of collections;

(3) The quantities and values of properties omitted from the tax rolls or assessed in a legally insufficient manner and the measures required to correct such deficiencies;

(4) The statutory and procedural revisions required for satisfactory assessments and speedy collection of ad valorem taxes;

(5) The protection to be maintained for taxing units following a policy of compassionate enforcement on homesteads of elderly Texans and the need for possible changes in the law to provide for uniform and/or voluntary official deferment of all or a part of the collection of taxes on these homesteads while occupied by their elderly owners; and

(6) The costs of and new methods available for creating and keeping adequate records on delinquent ad valorem taxes until collections can be effected and in the meantime to facilitate real estate transfers by providing for usable, recordable and conclusive abstracts of tax payments (tax certificates); and

Whereas, There is an urgent need for adequate information on these items and related matters pertaining to ad valorem taxes so that the Legislature and the Supreme Court will

have reliable bases for whatever action is deemed necessary to insure the prompt, efficient, and above all the fair and impartial, assessment and collection of ad valorem taxes in Texas by all taxing units; now, therefore, be it

Resolved by the Senate of Texas, the House of Representatives concurring, That:

Section 1. The Delinquent Ad Valorem Tax Study Commission is hereby established, composed of three (3) members-at-large appointed by the Governor, three (3) members of the Senate appointed by the Lieutenant Governor, three (3) members of the House of Representatives appointed by the Speaker, three (3) members appointed by the Chief Justice of the Supreme Court of Texas, the Comptroller of Public Accounts and the Attorney General, and the following ex officio members: the President of the State Bar of Texas for 1969-1970; the President of the Tax Assessor-Collectors Association of Texas for 1969-1970; and the present President of the Texas Association of Assessing Officers.

Sec. 2. The Comptroller, the Attorney General and the Texas Legislative Council are hereby requested to provide the study commission with all information and assistance they can in the performance of its task. The study commission may appoint such advisory committees as it deems useful and appropriate.

Sec. 3. The study commission shall first be assembled at the call of the Governor. The commission shall then elect from its membership a chairman and a secretary.

Sec. 4. The members of the commission shall be reimbursed for their actual expenses incurred in carrying out the purposes of this Resolution. The expenses of each legislative member shall be paid from the contingent expenses fund of the House of which he is a member, and the expenses of the other members shall be paid equally from the contingent expenses funds of the House and Senate.

Sec. 5. The Delinquent Ad Valorem Tax Study Commission shall undertake a study of the whole problem of delinquent ad valorem taxes in Texas, the causes for such tax delinquencies and omitted assessments, the reasons why these taxes

are not collected and all other relevant matters and shall report its findings and recommendations in these premises to the Governor, Lieutenant Governor, Speaker of the House and the Chief Justice of the Supreme Court of Texas before the convening of the 62nd Legislature.

The resolution was read and was referred to the Committee on County, District and Urban Affairs.

#### Senate Concurrent Resolution 18

Senator Hightower offered the following resolution:

S. C. R. No. 18, Providing for the appointment of a Special Committee to study space requirements for the Texas Legislature and legislative service agencies.

Whereas, New buildings have been provided to facilitate operations of non-legislative divisions of government, but many of the 181 members of the Texas Legislature and officials and employees of legislative service agencies continue to work in crowded quarters, many sharing tiny offices, and contending with handicaps of noise and confusion that are certainly not conducive to efficiency and harmony; and

Whereas, This is presently an urgent need for nearly sixty (60) single offices for House members who do not now have private offices; and

Whereas, It is important to all of state government that the entire legislative process function with the utmost competency and that proper working conditions be provided so that this goal may be realized; now, therefore, be it

Resolved by the Senate of the 61st Legislature, 1st Called Session, the House of Representatives concurring, That a special committee be and is hereby created to make a study of long-range space requirements for the Texas Legislature and the legislative service agencies, such study to review the utilization of space in the Capitol Building and the Capitol Complex, to study the utilization of present parking facilities and the needs for future parking facilities, and to investigate the need for a legislative office building; and, be it further

Resolved, That the membership of

the committee shall include the Governor, the Lieutenant Governor, the Speaker of the House of Representatives, the Chairman of the House Administration Committee, the Chairman of the House Office Committee, the Chairman of the Senate Contingent Expenses Committee and one other Senator to be named by the Lieutenant Governor, the Directors of the Texas Legislative Council, the Legislative Budget Board, the State Building Commission, and the State Board of Control, and three (3) laymen appointed one each by the Governor, the Lieutenant Governor, and the Speaker of the House; and, be it further

Resolved, That this committee shall report its findings to the 62nd Legislature; and, be it further

Resolved, That the staff of the Texas Legislative Council shall serve as staff for the committee, and all actual and necessary expenses of the committee shall be paid from the Contingent Expenses Funds of the Senate and the House of Representatives.

The resolution was read and was referred to the Committee on County, District and Urban Affairs.

#### Senate Concurrent Resolution 19

Senator Mauzy offered the following resolution:

S. C. R. No. 19, Repudiating the provisions of S. C. R. No. 24 of the 59th Legislature.

Whereas, The Supreme Court of the United States has ruled that membership in both houses of a bicameral state legislature must be apportioned according to population and has thus afforded every citizen of the State of Texas just and equal representation in the Legislature of the State of Texas; and

Whereas, Since 1965 and the passage of Senate Concurrent Resolution No. 24 of the 59th Legislature of the State of Texas, memorializing the Congress of the United States to call a constitutional convention for the purpose of changing the ruling of the Supreme Court, the people of Texas have accepted the wisdom of that decision; and

Whereas, The people of Texas desire to repudiate Senate Concurrent Resolution No. 24 of the 59th Legislature; now, therefore, be it

Resolved by the Senate of the State of Texas, the House of Representatives concurring, That the Congress of the United States is memorialized to disregard and to consider Senate Concurrent Resolution No. 24 of the 59th Legislature of the State of Texas as a total and complete nullity; and, be it further

Resolved, That Senate Concurrent Resolution No. 24 of the 59th Legislature of the State of Texas is repealed, revoked, and repudiated and has no continuing effect or validity; and, be it further

Resolved, That a duly attested copy of this Resolution be immediately transmitted to the Secretary of the Senate of the United States, the Clerk of the House of Representatives of the United States, and to each member of the Congress from this State.

The resolution was read and was referred to the Committee on County, District and Urban Affairs.

#### Senate Concurrent Resolution 20

Senator Watson offered the following resolution:

S. C. R. No. 20, Granting permission to Wendland's Farm Products, Inc., to sue the State of Texas.

Whereas, The State Board of Control contracted with Wendland's Farm Products, Inc., of Temple, Texas, on or about August 5, 1968, for the purchase of certain agricultural feed products; and

Whereas, The State Board of Control failed to perform in accordance with the terms of the contract by refusing to accept delivery of certain agricultural feed products as required by the terms of the contract, thereby breaching the contract entered into by the State Board of Control and Wendland's Farm Products, Inc., to the detriment of Wendland's Farm Products, Inc.; and

Whereas, Wendland's Farm Products, Inc., is desirous of determining the liability, if any, of the State of Texas and the State Board of Control, for the injuries, if any, sustained by Wendland's Farm Products, Inc., and for this purpose desires to file suit in a court of competent jurisdiction to have such liability and the amounts of the damages therefor, if any, judi-

cially determined; now, therefore, be it

Resolved by the Senate of the State of Texas, the House of Representatives concurring, That: (1) Wendland's Farm Products, Inc., is granted permission to sue the State of Texas and the State Board of Control in any court of competent jurisdiction;

(2) in the event suit is filed, service of citation and other required process shall be made upon the Attorney General of the State of Texas and upon the Executive Director of the State Board of Control; and

(3) the suit shall be conducted as other civil cases; and, be it further Resolved, That

(1) nothing in this Resolution may be construed as an admission by the State of Texas, or by any of its agents, employees, departments, agencies, or political subdivisions of liability or of the truth of any allegations asserted by the claimants, but the alleged cause of action must be proved under the laws of this state as in other cases;

(2) nothing in this Resolution may be construed as a waiver of any defense, of law or fact, available to the State of Texas or to any of its agents, employees, departments, agencies, or political subdivisions; and

(3) every defense is specifically reserved.

The resolution was read and was referred to the Committee on County, District and Urban Affairs.

#### Senate Concurrent Resolution 21

Senator Hightower offered the following resolution:

S. C. R. No. 21, Creating the Committee for the Permanent Assignment of Space in the Capitol Building.

Whereas, Offices in the Capitol for the use of Members of the Texas Legislature and the staffs of the legislative service agencies are at a premium, and allocations of space have been made largely on an emergency basis, as space became available; and

Whereas, It is important that space in the Capitol be utilized with the utmost efficiency; now, therefore, be it

Resolved by the Senate of the 61st Legislature, the House of Representatives concurring, That a committee be and it is hereby created to review

present space allocations in the Capitol and to make permanent assignments of office space contingent upon the removal of the Treasury Department and the department of the Comptroller of Public Accounts from the Capitol; and, be it further

Resolved, That the Committee for the Permanent Assignment of Space in the Capitol, shall be composed of three members, to be appointed, one each, by the Governor, the Lieutenant Governor, and the Speaker of the House of Representatives; and any assignments made by unanimous agreement of such committee shall be binding upon the office of the Governor, the Senate, and the House of Representatives; and, be it further

Resolved, That actual and necessary expenses of the committee shall be paid from the Contingent Expenses Funds of the Senate and the House of Representatives.

The resolution was read and was referred to the Committee on Contingent Expenses.

#### Senate Concurrent Resolution 22

Senator Herring offered the following resolution:

S. C. R. No. 22, Authorizing State of Texas to dedicate certain tracts of land to City of Austin.

Whereas, The construction of a sanitary sewer main along Shoal Creek necessitates the dedication of easements over certain tracts of land for such sanitary sewer main purposes; and

Whereas, Creation of this sanitary sewer main will greatly benefit various State properties and the public in general; now, therefore, be it

Resolved by the Senate, the House of Representatives concurring:

That easements over the hereinafter described tracts of land be and the same are hereby dedicated to the City of Austin. Said tracts of land being more particularly described as follows:

"Two strips of land fifteen (15.00) feet in width, same being out of and a part of that certain remaining 26.72 acres out of an original 100 acre tract of land out of the George W. Spear Survey in the City of Austin, Travis County, Texas, which said original 100 acre tract of land was conveyed

unto the State of Texas by Warranty Deed dated July 28, 1884, of record in Volume 76 at Page 225 of the Deed Records of Travis County, Texas; the centerline of said two strips of land fifteen (15.00) feet in width being more particularly described as follows:

#### "EASEMENT NO. 1:

"Beginning at a point in a south line of the said remaining 26.72 acre tract of land, same also being a point in the north line of that certain tract of land which was conveyed unto Margaret L. Hill, a feme sole, by Warranty Deed dated June 27, 1957, of record in Volume 1850 at Page 333 of the Deed Records of Travis County, Texas, and from which point of beginning an interior ell corner of said remaining 26.72 acre tract of land, same also being the most northerly corner of Lot 21 of Ridgelea, a subdivision out of the George W. Spear Survey in the City of Austin, Travis County, Texas, as recorded in Book 4 at Page 258 of the Plat Records of Travis County, Texas, bears N 59° 55' W 387.3 feet;

"Thence N 3° 40' W 178.25 feet to a point;

"Thence N 4° 26' E 401.00 feet to a point;

"Thence N 8° 21' E 236.00 feet to a point;

"Thence N 0° 14' W 187.47 feet to a point;

"Thence N 11° 02' W 270.7 feet to point of termination in the north line of said remaining 26.72 acre tract of land, same being a point in the south line of Lot B of Oak Haven Section 3, a subdivision out of the George W. Spear League in the City of Austin, Travis County, Texas, according to a map or plat thereof as recorded in Book 11 at Page 40 of the Plat Records of Travis County, Texas, and from which point of termination the northwest corner of said remaining 26.72 acre tract of land, same being the most westerly corner of Lot 34 of Shoal Village Section 2, a subdivision out of the George W. Spear League in the City of Austin, Travis County, Texas, according to a map or plat thereof as recorded in Book 5, at Page 150 of the Plat Records of Travis County, Texas, same also being a point in the south right-of-way line of West 45th Street, same also being a point in the east right-of-way line of Bull Creek Road, bears N 59° 50' W 297.6 feet, and N 60° 43' W 317.03 feet,

and N 59° 38' W 919.16 feet;  
"EASEMENT NO. 2:

"Beginning at a point in the north line of said remaining 26.72 acre tract of land, and from which point of beginning the northwest corner of said remaining 26.72 acre tract of land bears N 59° 50' W 315.9 feet, and N 60° 43' W 317.03 feet, and N 59° 38' W 919.16 feet;

"Thence S 11° 02' E 155.00 feet to a point;

"Thence S 24° 00' E 50.00 feet to point of termination;

"And in addition thereto, a temporary work space easement thirty (30.00) feet in width is to be retained parallel and adjacent to both sides of the strip of land described above in Easement No. 1 during the period of original installation.

The resolution was read and was referred to the Committee on County, District and Urban Affairs.

#### Reports of Standing Committee

Senator Hightower, by unanimous consent, submitted the following reports:

Austin, Texas,  
August 25, 1969.

Hon. Ben Barnes, President of the Senate.

Sir: We, your Committee on Contingent Expenses, to which was referred S. R. No. 79, have had the same under consideration, and we are instructed to report it back to the Senate with the recommendation that it do pass and be printed.

HIGHTOWER, Chairman.

Austin, Texas,  
August 25, 1969.

Hon. Ben Barnes, President of the Senate.

Sir: We, your Committee on Contingent Expenses, to which was referred S. C. R. No. 21, have had the same under consideration, and we are instructed to report it back to the Senate with the recommendation that it do pass and be printed.

HIGHTOWER, Chairman.

#### Senate Bill 4 on Second Reading

Senator Hazlewood moved that Senate Rules 13, 30, and 36 and the Constitutional Rule requiring bills to be read on three several days be suspended and that S. B. No. 4 be placed on its second reading and

passage to engrossment and on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—30

Aikin	Herring
Bates	Hightower
Bernal	Jordan
Blanchard	Kennard
Bridges	Mauzy
Brooks	McKool
Christie	Moore
Cole	Patman
Connally	Ratliff
Creighton	Schwartz
Grover	Snelson
Hall	Strong
Harrington	Watson
Harris	Wilson
Hazlewood	Word

Absent—Excused

Berry

The President then laid before the Senate on its second reading and passage to engrossment the following bill:

S. B. No. 4, A bill to be entitled "An Act appropriating all moneys in the Texas Opportunity Plan Fund and the Texas College Student Loan Bonds Interest and Sinking Fund to the Coordinating Board, Texas College and University System; and declaring an emergency."

The bill was read the second time and was passed to engrossment.

#### Senate Bill 4 on Third Reading

The Constitutional Rule requiring bills to be read on three several days having been suspended the President laid S. B. No. 4 before the Senate on its third reading and final passage.

The bill was read the third time and was passed by the following vote:

Yeas—30

Aikin	Grover
Bates	Hall
Bernal	Harrington
Blanchard	Harris
Bridges	Hazlewood
Brooks	Herring
Christie	Hightower
Cole	Jordan
Connally	Kennard
Creighton	Mauzy

McKool	Snelson
Moore	Strong
Patman	Watson
Ratliff	Wilson
Schwartz	Word

Absent—Excused

Berry

#### House Resolutions on First Reading

The following resolutions received from the House were read the first time and referred to the Committees indicated:

H. C. R. No. 12, To Committee on Contingent Expenses.

H. C. R. No. 8, To Committee on Contingent Expenses.

H. C. R. No. 15, To Committee on State Affairs.

#### Motion in Writing

Senator Hall submitted the following Motion in Writing:

Notice is hereby given of a Local and Uncontested Bills Calendar by the Senate at 3:30 p.m., Monday, August 25, 1969.

HALL, Chairman.

The Motion in Writing was read and was adopted.

#### Reports of Standing Committees

Senator Hightower by unanimous consent, submitted the following reports:

Austin, Texas,  
August 25, 1969.

Hon. Ben Barnes, President of the Senate.

Sir: We, your Committee on Contingent Expenses, to which was referred H. C. R. No. 12, have had the same under consideration, and we are instructed to report it back to the Senate with the recommendation that it do pass, and be printed.

HIGHTOWER, Chairman.

Austin, Texas,  
August 25, 1969.

Hon. Ben Barnes, President of the Senate.

Sir: We, your Committee on Contingent Expenses, to which was referred H. C. R. No. 8, have had the same under consideration, and we are

instructed to report it back to the Senate with the recommendation that it do pass, and be printed.

HIGHTOWER, Chairman.

Senator Hall, by unanimous consent, submitted the following report:

Austin, Texas,  
August 25, 1969.

Hon. Ben Barnes, President of the Senate.

Sir: We, your Committee on County, District and Urban Affairs, to which was referred S. B. No. 41, have had the same under consideration, and we are instructed to report it back to the Senate with the recommendation that it do pass, and be printed.

HALL, Chairman  
CONNALLY  
WORD

#### House Concurrent Resolution 32 on Second Reading

The Presiding Officer laid before the Senate the following resolution:

H. C. R. No. 32, Extending congratulations to Glenda Kay Propes, former Miss Texas.

The resolution was read.

On motion of Senator Strong, and by unanimous consent, the resolution was considered immediately and was adopted.

#### Senate Concurrent Resolution 23

Senator Bernal, by unanimous consent, offered the following resolution:

S. C. R. No. 23, Proposing referendum vote on lowering the age for voting in Texas.

Whereas, Both the Democratic and the Republican parties have included in their platforms an endorsement of the lowering of the voting age of American citizens; and

Whereas, Prominent Republicans, among them President Richard M. Nixon and the late former President Dwight Eisenhower, expressed themselves in favor of a lower voting age, and the same opinion has been voiced by such distinguished Democrats as former President Lyndon B. Johnson, Governor Preston Smith, and former Governor Allan Shivers; and

Whereas, A number of times, beginning as far back as the 48th Legisla-

ture in 1943, joint resolutions have been introduced proposing to amend the Texas Constitution so that the voting age would be lowered from the presently-required age of 21, but the proposals have not been passed by the Legislature for submission to the Texas electorate; however, in 1959, the House of Representatives sent to the Senate, where it died, a proposal to lower the voting age to 19; and

Whereas, At the age of 18, Americans are called upon to bear arms and are treated as adults before many courts of law and are held responsible for their acts; throughout the history of our nation young Americans have been called upon by the age of 18 to shoulder family responsibilities and civic duties identical with those of their elders; and

Whereas, It is fair and in the public interest that the people of Texas be given the opportunity to express an opinion concerning the lowering of the voting age of responsible Texas young people who are not yet 21; now, therefore, be it

Resolved by the Senate of the 61st Legislature, 1st Called Session, the House of Representatives concurring, That the state executive committee of each political party holding a primary election be requested to submit to the qualified voters on the ballot at the first primary in May 1970 a proposition giving an opportunity to express opinions for or against lowering the voting age in Texas to 18, with the question on the ballot to be prefaced by the following statement:

"THIS PROPOSITION IS ONLY AN EXPRESSION OF PUBLIC OPINION AND HAS NO FORCE OR EFFECT AS LAW."

and, be it further

Resolved, That the election be conducted and the returns be canvassed as a referendum under Section 211, Texas Election Code. The chairman of the state executive committee of each executive committee is requested to certify the results of the election on this proposition to the Governor, the Lieutenant Governor, and the Speaker of the House of Representatives.

BERNAL  
WILSON  
SCHWARTZ  
COLE  
McKOOL  
BATES  
MAUZY  
PATMAN

CHRISTIE  
BROOKS  
JORDAN  
HARRINGTON  
SNELSON  
BRIDGES  
HALL  
KENNARD

The resolution was read and was referred to the Committee on County, District and Urban Affairs.

#### Senate Bill 41 Ordered Not Printed

On motion of Senator Creighton, and by unanimous consent, S. B. No. 41 was ordered not printed.

#### House Concurrent Resolution 12 Ordered Not Printed

On motion of Senator Creighton, and by unanimous consent, H. C. R. No. 12 was ordered not printed.

#### At Ease

On motion of Senator Hall, and by unanimous consent, the Senate at 12:20 o'clock p.m., agreed to Stand At Ease Subject to the Call of the Chair.

#### In Legislative Session

The Presiding Officer (Senator Aikin in the Chair) called the Senate to order as In Legislative Session at 12:35 o'clock p.m., today.

#### Senate Resolution 79 Ordered Not Printed

On motion of Senator Schwartz, and by unanimous consent, S. R. No. 79 was ordered not printed.

#### Senate Concurrent Resolution 21 Ordered Not Printed

On motion of Senator Hightower, and by unanimous consent, S. C. R. No. 21 was ordered not printed.

#### Reports of Standing Committees

Senator Hall, by unanimous consent, submitted the following reports:

Austin, Texas,  
August 25, 1969.

Hon. Ben Barnes, President of the Senate.

Sir: We, your Committee on County, District and Urban Affairs, to which was referred S. B. No. 39, have had the same under consideration,

and we are instructed to report it back to the Senate with the recommendation that it do pass and be printed.

HALL, Chairman  
WORD  
CONNALLY

Austin, Texas,  
August 25, 1969.

Hon. Ben Barnes, President of the Senate.

Sir: We, your Committee on County, District and Urban Affairs, to which was referred S. B. No. 55, have had the same under consideration, and we are instructed to report it back to the Senate with the recommendation that it do pass and be printed.

HALL, Chairman  
WORD  
CONNALLY

Austin, Texas,  
August 25, 1969.

Hon. Ben Barnes, President of the Senate.

Sir: We, your Committee on County, District and Urban Affairs, to which was referred S. B. No. 40, have had the same under consideration, and we are instructed to report it back to the Senate with the recommendation that it do pass and be printed.

HALL, Chairman  
WORD  
CONNALLY

Austin, Texas,  
August 25, 1969.

Hon. Ben Barnes, President of the Senate.

Sir: We, your Committee on County, District and Urban Affairs, to which was referred S. C. R. No. 22, have had the same under consideration, and we are instructed to report it back to the Senate with the recommendation that it do pass, and be printed.

HALL, Chairman  
WORD  
CONNALLY

Austin, Texas,  
August 25, 1969.

Hon. Ben Barnes, President of the Senate.

Sir: We, your Committee on County, District and Urban Affairs, to which was referred S. B. No. 2, have

had the same under consideration, and we are instructed to report it back to the Senate with the recommendation that it do pass and be not printed.

HALL, Chairman  
WORD  
CONNALLY

Austin, Texas,  
August 25, 1969.

Hon. Ben Barnes, President of the Senate.

Sir: We, your Committee on County, District and Urban Affairs, to which was referred S. B. No. 3, have had the same under consideration, and we are instructed to report it back to the Senate with the recommendation that it do pass and be printed.

HALL, Chairman  
WORD  
CONNALLY

Austin, Texas,  
August 25, 1969.

Hon. Ben Barnes, President of the Senate.

Sir: We, your Committee on County, District and Urban Affairs, to which was referred S. B. No. 5, have had the same under consideration, and we are instructed to report it back to the Senate with the recommendation that it do pass and be printed.

HALL, Chairman  
WORD  
CONNALLY

Austin, Texas,  
August 25, 1969.

Hon. Ben Barnes, President of the Senate.

Sir: We, your Committee on County, District and Urban Affairs, to which was referred S. B. No. 6, have had the same under consideration, and we are instructed to report it back to the Senate with the recommendation that it do pass and be printed.

HALL, Chairman  
WORD  
CONNALLY

Austin, Texas,  
August 25, 1969.

Hon. Ben Barnes, President of the Senate.

Sir: We, your Committee on County, District and Urban Affairs, to which was referred S. B. No. 7, have



had the same under consideration, and we are instructed to report it back to the Senate with the recommendation that it do pass and be printed.

HALL, Chairman.  
WORD  
CONNALLY

Austin, Texas,  
August 25, 1969.

Hon. Ben Barnes, President of the Senate.

Sir: We, your Committee on County, District and Urban Affairs, to which was referred S. B. No. 8, have had the same under consideration, and we are instructed to report it back to the Senate with the recommendation that it do pass and be printed.

HALL, Chairman.  
CONNALLY  
WORD

Austin, Texas,  
August 25, 1969.

Hon. Ben Barnes, President of the Senate.

Sir: We, your Committee on County, District and Urban Affairs, to which was referred S. B. No. 9, have had the same under consideration, and we are instructed to report it back to the Senate with the recommendation that it do pass and be printed.

HALL, Chairman.  
WORD  
CONNALLY

Austin, Texas,  
August 25, 1969.

Hon. Ben Barnes, President of the Senate.

Sir: We, your Committee on County, District and Urban Affairs, to which was referred S. B. No. 10, have had the same under consideration, and we are instructed to report it back to the Senate with the recommendation that it do pass and be printed.

HALL, Chairman.  
WORD  
CONNALLY

Austin, Texas,  
August 25, 1969.

Hon. Ben Barnes, President of the Senate.

Sir: We, your Committee on County, District and Urban Affairs, to which was referred S. B. No. 11,

have had the same under consideration, and we are instructed to report it back to the Senate with the recommendation that it do pass and be printed.

HALL, Chairman.  
WORD  
CONNALLY

Austin, Texas,  
August 25, 1969.

Hon. Ben Barnes, President of the Senate.

Sir: We, your Committee on County, District and Urban Affairs, to which was referred S. B. No. 12, have had the same under consideration, and we are instructed to report it back to the Senate with the recommendation that it do pass and be printed.

HALL, Chairman.  
WORD  
CONNALLY

Austin, Texas,  
August 25, 1969.

Hon. Ben Barnes, President of the Senate.

Sir: We, your Committee on County, District and Urban Affairs, to which was referred S. B. No. 13, have had the same under consideration, and we are instructed to report it back to the Senate with the recommendation that it do pass and be printed.

HALL, Chairman.  
WORD  
CONNALLY

Austin, Texas,  
August 25, 1969.

Hon. Ben Barnes, President of the Senate.

Sir: We, your Committee on County, District and Urban Affairs, to which was referred S. B. No. 14, have had the same under consideration, and we are instructed to report it back to the Senate with the recommendation that it do pass and be printed.

HALL, Chairman.  
WORD  
CONNALLY

Austin, Texas,  
August 25, 1969.

Hon. Ben Barnes, President of the Senate.

Sir: We, your Committee on County, District and Urban Affairs, to which was referred S. B. No. 15,

have had the same under consideration, and we are instructed to report it back to the Senate with the recommendation that it do pass and be printed.

HALL, Chairman.  
CONNALLY  
WORD

Austin, Texas,  
August 25, 1969.

Hon. Ben Barnes, President of the Senate.

Sir: We, your Committee on County, District and Urban Affairs, to which was referred S. B. No. 16, have had the same under consideration, and we are instructed to report it back to the Senate with the recommendation that it do pass and be printed.

HALL, Chairman.  
CONNALLY  
WORD

Austin, Texas,  
August 25, 1969.

Hon. Ben Barnes, President of the Senate.

Sir: We, your Committee on County, District and Urban Affairs, to which was referred S. B. No. 17, have had the same under consideration, and we are instructed to report it back to the Senate with the recommendation that it do pass and be printed.

HALL, Chairman.  
WORD  
CONNALLY

Austin, Texas,  
August 25, 1969.

Hon. Ben Barnes, President of the Senate.

Sir: We, your Committee on County, District and Urban Affairs, to which was referred S. B. No. 18, have had the same under consideration, and we are instructed to report it back to the Senate with the recommendation that it do pass and be printed.

HALL, Chairman.  
WORD  
CONNALLY

Austin, Texas,  
August 25, 1969.

Hon. Ben Barnes, President of the Senate.

Sir: We, your Committee on County, District and Urban Affairs, to

which was referred S. B. No. 19, have had the same under consideration, and we are instructed to report it back to the Senate with the recommendation that it do pass and be printed.

HALL, Chairman.  
WORD  
CONNALLY

Austin, Texas,  
August 25, 1969.

Hon. Ben Barnes, President of the Senate.

Sir: We, your Committee on County, District and Urban Affairs, to which was referred S. B. No. 20, have had the same under consideration, and we are instructed to report it back to the Senate with the recommendation that it do pass and be printed.

HALL, Chairman.  
WORD  
CONNALLY

Austin, Texas,  
August 25, 1969.

Hon. Ben Barnes, President of the Senate.

Sir: We, your Committee on County, District and Urban Affairs, to which was referred S. B. No. 21, have had the same under consideration, and we are instructed to report it back to the Senate with the recommendation that it do pass and be printed.

HALL, Chairman.  
WORD  
CONNALLY

Austin, Texas,  
August 25, 1969.

Hon. Ben Barnes, President of the Senate.

Sir: We, your Committee on County, District and Urban Affairs, to which was referred S. B. No. 22, have had the same under consideration, and we are instructed to report it back to the Senate with the recommendation that it do pass and be printed.

HALL, Chairman.  
WORD  
CONNALLY

Austin, Texas,  
August 25, 1969.

Hon. Ben Barnes, President of the Senate.

Sir: We, your Committee on County, District and Urban Affairs, to

which was referred S. B. No. 23, have had the same under consideration, and we are instructed to report it back to the Senate with the recommendation that it do pass and be printed.

HALL, Chairman.  
WORD  
CONNALLY

Austin, Texas,  
August 25, 1969.

Hon. Ben Barnes, President of the Senate.

Sir: We, your Committee on County, District and Urban Affairs, to which was referred S. B. No. 24, have had the same under consideration, and we are instructed to report it back to the Senate with the recommendation that it do pass and be printed.

HALL, Chairman.  
WORD  
CONNALLY

Austin, Texas,  
August 25, 1969.

Hon. Ben Barnes, President of the Senate.

Sir: We, your Committee on County, District and Urban Affairs, to which was referred S. B. No. 25, have had the same under consideration, and we are instructed to report it back to the Senate with the recommendation that it do pass and be printed.

HALL, Chairman.  
WORD  
CONNALLY

Austin, Texas,  
August 25, 1969.

Hon. Ben Barnes, President of the Senate.

Sir: We, your Committee on County, District and Urban Affairs, to which was referred S. B. No. 26, have had the same under consideration, and we are instructed to report it back to the Senate with the recommendation that it do pass and be printed.

HALL, Chairman.  
WORD  
CONNALLY

Austin, Texas,  
August 25, 1969.

Hon. Ben Barnes, President of the Senate.

Sir: We, your Committee on County, District and Urban Affairs, to

which was referred S. B. No. 27, have had the same under consideration, and we are instructed to report it back to the Senate with the recommendation that it do pass and be printed.

HALL, Chairman.  
WORD  
CONNALLY

Austin, Texas,  
August 25, 1969.

Hon. Ben Barnes, President of the Senate.

Sir: We, your Committee on County, District and Urban Affairs, to which was referred S. B. No. 28, have had the same under consideration, and we are instructed to report it back to the Senate with the recommendation that it do pass and be printed.

HALL, Chairman.  
WORD  
CONNALLY

Austin, Texas,  
August 25, 1969.

Hon. Ben Barnes, President of the Senate.

Sir: We, your Committee on County, District and Urban Affairs, to which was referred S. B. No. 29, have had the same under consideration, and we are instructed to report it back to the Senate with the recommendation that it do pass and be printed.

HALL, Chairman.  
WORD  
CONNALLY

Austin, Texas,  
August 25, 1969.

Hon. Ben Barnes, President of the Senate.

Sir: We, your Committee on County, District and Urban Affairs, to which was referred S. B. No. 30, have had the same under consideration, and we are instructed to report it back to the Senate with the recommendation that it do pass, and be printed.

HALL, Chairman  
WORD  
CONNALLY

Austin, Texas,  
August 25, 1969.

Hon. Ben Barnes, President of the Senate.

Sir: We, your Committee on County, District and Urban Affairs, to

which was referred S. B. No. 31, have had the same under consideration, and we are instructed to report it back to the Senate with the recommendation that it do pass, and be printed.

HALL, Chairman  
WORD  
CONNALLY

Austin, Texas,  
August 25, 1969.

Hon. Ben Barnes, President of the Senate.

Sir: We, your Committee on County, District and Urban Affairs, to which was referred S. B. No. 32, have had the same under consideration, and we are instructed to report it back to the Senate with the recommendation that it do pass, and be printed.

HALL, Chairman  
WORD  
CONNALLY

Austin, Texas,  
August 25, 1969.

Hon. Ben Barnes, President of the Senate.

Sir: We, your Committee on County, District and Urban Affairs, to which was referred S. B. No. 33, have had the same under consideration, and we are instructed to report it back to the Senate with the recommendation that it do pass, and be printed.

HALL, Chairman  
WORD  
CONNALLY

Austin, Texas,  
August 25, 1969.

Hon. Ben Barnes, President of the Senate.

Sir: We, your Committee on County, District and Urban Affairs, to which was referred S. B. No. 34, have had the same under consideration, and we are instructed to report it back to the Senate with the recommendation that it do pass, and be printed.

HALL, Chairman  
WORD  
CONNALLY

Austin, Texas,  
August 25, 1969.

Hon. Ben Barnes, President of the Senate.

Sir: We, your Committee on County, District and Urban Affairs, to

which was referred S. B. No. 43, have had the same under consideration, and we are instructed to report it back to the Senate with the recommendation that it do pass, and be printed.

HALL, Chairman  
WORD  
CONNALLY

Austin, Texas,  
August 25, 1969.

Hon. Ben Barnes, President of the Senate.

Sir: We, your Committee on County, District and Urban Affairs, to which was referred S. C. R. No. 16, have had the same under consideration, and we are instructed to report it back to the Senate with the recommendation that it do pass, and be printed.

HALL, Chairman  
WORD  
CONNALLY

Austin, Texas,  
August 25, 1969.

Hon. Ben Barnes, President of the Senate.

Sir: We, your Committee on County, District and Urban Affairs, to which was referred S. C. R. No. 17, have had the same under consideration, and we are instructed to report it back to the Senate with the recommendation that it do pass, and be printed.

HALL, Chairman  
WORD  
CONNALLY

Austin, Texas,  
August 25, 1969.

Hon. Ben Barnes, President of the Senate.

Sir: We, your Committee on County, District and Urban Affairs, to which was referred S. C. R. No. 18, have had the same under consideration, and we are instructed to report it back to the Senate with the recommendation that it do pass, and be printed.

HALL, Chairman  
WORD  
CONNALLY

Austin, Texas,  
August 25, 1969.

Hon. Ben Barnes, President of the Senate.

Sir: We, your Committee on County, District and Urban Affairs, to

which was referred S. C. R. No. 19, have had the same under consideration, and we are instructed to report it back to the Senate with the recommendation that it do pass, and be printed.

HALL, Chairman  
WORD  
CONNALLY

Austin, Texas,  
August 25, 1969.

Hon. Ben Barnes, President of the Senate.

Sir: We, your Committee on County, District and Urban Affairs, to which was referred S. C. R. No. 20, have had the same under consideration, and we are instructed to report it back to the Senate with the recommendation that it do pass, and be printed.

HALL, Chairman  
WORD  
CONNALLY

Austin, Texas,  
August 25, 1969.

Hon. Ben Barnes, President of the Senate.

Sir: We, your Committee on County, District and Urban Affairs, to which was referred S. B. No. 35, have had the same under consideration, and we are instructed to report it back to the Senate with the recommendation that it do pass, and be printed.

HALL, Chairman  
WORD  
CONNALLY

Austin, Texas,  
August 25, 1969.

Hon. Ben Barnes, President of the Senate.

Sir: We, your Committee on County, District and Urban Affairs, to which was referred S. B. No. 36, have had the same under consideration, and we are instructed to report it back to the Senate with the recommendation that it do pass, and be printed.

HALL, Chairman  
WORD  
CONNALLY

Austin, Texas,  
August 25, 1969.

Hon. Ben Barnes, President of the Senate.

Sir: We, your Committee on County, District and Urban Affairs, to

which was referred S. B. No. 37, have had the same under consideration, and we are instructed to report it back to the Senate with the recommendation that it do pass, and be printed.

HALL, Chairman  
WORD  
CONNALLY

Austin, Texas,  
August 25, 1969.

Hon. Ben Barnes, President of the Senate.

Sir: We, your Committee on County, District and Urban Affairs, to which was referred S. B. No. 38, have had the same under consideration, and we are instructed to report it back to the Senate with the recommendation that it do pass, and be printed.

HALL, Chairman  
WORD  
CONNALLY

#### Senate Bill 3 Ordered Not Printed

On motion of Senator Hall, and by unanimous consent, S. B. No. 3 was ordered not printed.

#### Senate Bill 5 Ordered Not Printed

On motion of Senator Hall, and by unanimous consent, S. B. No. 5 was ordered not printed.

#### Senate Bill 6 Ordered Not Printed

On motion of Senator Hall, and by unanimous consent, S. B. No. 6 was ordered not printed.

#### Senate Bill 7 Ordered Not Printed

On motion of Senator Hall, and by unanimous consent, S. B. No. 7 was ordered not printed.

#### Senate Bill 2 Ordered Not Printed

On motion of Senator Hall, and by unanimous consent, S. B. No. 2 was ordered not printed.

#### Senate Bill 8 Ordered Not Printed

On motion of Senator Hall, and by unanimous consent, S. B. No. 8 was ordered not printed.

#### Senate Bill 9 Ordered Not Printed

On motion of Senator Hall, and by unanimous consent S. B. No. 9 was ordered not printed.

On motion of Senator Hall, and by unanimous consent, S. B. No. 33 was ordered not printed.

**Senate Bill 34 Ordered Not Printed**

On motion of Senator Hall, and by unanimous consent, S. B. No. 34 was ordered not printed.

**Senate Bill 43 Ordered Not Printed**

On motion of Senator Hall, and by unanimous consent, S. B. No. 43 was ordered not printed.

**Senate Concurrent Resolution 17  
Ordered Not Printed**

On motion of Senator Hall, and by unanimous consent, S. C. R. No. 17 was ordered not printed.

**Senate Concurrent Resolution 18  
Ordered Not Printed**

On motion of Senator Hall, and by unanimous consent, S. C. R. No. 18 was ordered not printed.

**Senate Concurrent Resolution 19  
Ordered Not Printed**

On motion of Senator Hall, and by unanimous consent, S. C. R. No. 19 was ordered not printed.

**Senate Concurrent Resolution 20  
Ordered Not Printed**

On motion of Senator Hall, and by unanimous consent, S. C. R. No. 20 was ordered not printed.

**Senate Concurrent Resolution 22  
Ordered Not Printed**

On motion of Senator Hall, and by unanimous consent, S. C. R. No. 22 was ordered not printed.

**Senate Bill 39 Ordered Not Printed**

On motion of Senator Hall, and by unanimous consent, S. B. No. 39 was ordered not printed.

**Senate Bill 40 Ordered Not Printed**

On motion of Senator Hall, and by unanimous consent, S. B. No. 40 was ordered not printed.

**Senate Bill 35 Ordered Not Printed**

On motion of Senator Hall, and by unanimous consent, S. B. No. 35 was ordered not printed.

**Senate Bill 36 Ordered Not Printed**

On motion of Senator Hall, and by unanimous consent, S. B. No. 36 was ordered not printed.

**Senate Bill 37 Ordered Not Printed**

On motion of Senator Hall, and by unanimous consent, S. B. No. 37 was ordered not printed.

**Senate Bill 38 Ordered Not Printed**

On motion of Senator Hall, and by unanimous consent, S. B. No. 38 was ordered not printed.

**Senate Concurrent Resolution 24**

Senator Bates, by unanimous consent, offered the following resolution:

S. C. R. No. 24, Extending congratulations to Texas Department of Public Safety Pistol Team.

Whereas, The Texas Department of Public Safety Pistol Team composed of T. M. Tucker, Texas Highway Patrolman, Vernon; Leo Hickman, Firearms Instructor, Silsbee; Ray Ward, Texas Highway Patrolman, Madisonville; and Lloyd Hemp-hill, Firearms Instructor, Corpus Christi; and coached by R. C. Jung-kind, Firearms Training Specialist, won the Regional Police Pistol Championship sponsored by the Texas Police Association and the Texas Department of Public Safety and sanctioned by the National Rifle Association with a score of 2335 x 110; and

Whereas, B. C. Boeck, Texas Highway Patrolman, of Gonzales, was the individual winner of Match No. 2, 25 yards, kneeling and standing; and

Whereas, T. M. Tucker, Texas Highway Patrolman, Vernon, was the individual winner of the P. P. C. Match; and

Whereas, R. C. Jungkind, Firearms Training Specialist, Austin, was the individual winner of Match No. 4, 25 yards, standing; and

Whereas, The Texas Department of Public Safety Pistol Team will represent the State of Texas at the 1969 National Police Championships at Jackson, Mississippi, on September 15, 1969; and

Whereas, The Legislature would like to express its pride in the accomplishments of the members of the Texas Department of Public Safety Pistol Team and the winners of the individual matches; now, therefore, be it

Resolved by the Senate of the 61st Legislature, 1st Called Session, the House concurring, That all officers of the Texas Department of Public Safe-

ty participating in the Regional Police Pistol Championship Meet are hereby congratulated for their excellent showing as a team and for the individual honors achieved; and, be it further

Resolved, That this Resolution represent the good wishes which the Texas Legislature extends for the continued success of the Texas Department of Public Safety Pistol Team; and, be it further

Resolved, That the Senate of the 61st Legislature, 1st Called Session, the House concurring, commend the Director of the Texas Department of Public Safety, Colonel Wilson E. (Pat) Speir, for his direction of the excellent training program, and B. R. McElroy and R. C. Jungkind, Firearm Training Specialists in charge of the Firearms Training Program of the Texas Department of Public Safety, for the superior training program which produced the team making the showing herein, whereby the State of Texas through the Department of Public Safety achieved these Regional awards and honors; and, be it further

Resolved, That copies of this Resolution be prepared for Colonel Wilson E. (Pat) Speir, Director of the Texas Department of Public Safety; B. R. McElroy and R. C. Jungkind, Firearms Training Specialists, Austin; Leo Hickman, Firearms Instructor, Silsbee; Lloyd Hemphill, Firearms Instructor, Corpus Christi; B. C. Boeck, Texas Highway Patrolman, Gonzales; T. M. Tucker, Texas Highway Patrolman, Vernon; and Ray Ward, Texas Highway Patrolman, Madisonville, as a token of the esteem which this Senate and House holds for them.

The resolution was read.

On motion of Senator Bates, and by unanimous consent, the resolution was considered immediately and was adopted.

#### Recess

On motion of Senator Hall the Senate at 12:47 o'clock p.m. took recess until 3:30 o'clock p.m. today.

#### After Recess

The Presiding Officer (Senator Aikin in Chair) called the Senate to order at 4:30 o'clock p.m.

The delay of slightly more than one hour in the convening of the Senate was due to a bomb threat by an anonymous telephone caller and the Capitol was cleared of all the officers and employees until the time had passed for the threat to bomb the Capitol Building.

#### At Ease

The Presiding Officer announced at 4:36 o'clock p.m. that the Senate would Stand at Ease Subject to the Call of the Chair.

#### In Legislative Session

The Presiding Officer (Senator Patman in Chair) called the Senate to order as In Legislative Session at 5:09 o'clock p.m.

#### Recess

On motion of Senator Snelson the Senate at 5:10 o'clock p.m. took recess until 7:00 o'clock p.m. today.

#### After Recess

The Presiding Officer (Senator Aikin in Chair) called the Senate to order at 7:00 o'clock p.m.

#### Senate Resolution 132

Senator Creighton offered the following resolution:

Whereas, A native Texan and Lieutenant Commander in the United States Navy, Allen Bean, will serve as the lunar module pilot for the upcoming flight of Apollo 12; and

Whereas, He was born in Wheeler, Texas, on March 15, 1932, and married the former Miss Sue Ragsdale of Dallas. They are the parents of two children, Clay and Amy Sue; and

Whereas, Lieutenant Commander Bean graduated from Paschal High School in Fort Worth and received the Bachelor of Science Degree in aeronautical engineering from The University of Texas at Austin in 1955, at which time he was also commissioned through the Naval ROTC program at the University; and

Whereas, He was assigned to Flight Tactical Squadron 44 at the Naval Station in Jacksonville, Florida, for four years, and then attended the Navy Test Pilot School in Maryland. Upon graduation, he served as a test pilot at the Naval Air Test Center evaluating the suitability of



experimental aircraft for operational Navy use; and

Whereas, He attended the School of Aviation Safety at the University of Southern California, later being assigned to Tactical Squadron 172 at Cecil Field, Florida, as an A-4 light jet attack pilot; and

Whereas, Lieutenant Commander Bean has flown twenty-seven aircraft and logged more than 3,500 hours of flying time, including 3,000 hours flying jet aircraft; and

Whereas, He was one of the third group of astronauts selected by the National Aeronautics and Space Administration in October of 1963 and was the back-up command pilot for Gemini 10 and the back-up lunar module pilot for the second manned Apollo Flight; and

Whereas, This outstanding American will accompany Flight Commander Charles Conrad and Command Module Pilot Richard Gordon on the historic Apollo 12 journey to the moon in November of this year; now, therefore, be it

Resolved, That the Texas Senate of the 61st Legislature, First Called Session, honors Lieutenant Commander Allen Bean, who will soon be the first Texan and the fourth man to set foot on the lunar surface, for his courage and dedication as a pioneer in space explorations; and, be it further

Resolved, That the best wishes and prayers of the Senate and the people of Texas go with Lieutenant Commander Bean and the Apollo 12 crew on their upcoming venture; and, be it further

Resolved, That a copy of this Resolution be prepared for Lieutenant Commander Bean and his family in grateful appreciation for his extraordinary service to our nation and to mankind.

#### CREIGHTON

Signed—Lieutenant Governor Ben Barnes; Aikin, Bates, Bernal, Berry, Blanchard, Bridges, Brooks, Christie, Cole, Connally, Grover, Hall, Harrington, Harris, Hazlewood, Herring, Hightower, Jordan, Kennard, Mauzy, McKool, Moore, Patman, Ratliff, Schwartz, Snelson, Strong, Watson, Wilson, Word.

The resolution was read.

On motion of Senator Brooks, and by unanimous consent, the names of

the Lieutenant Governor and Senators were added to the resolution as signers thereof.

On motion of Senator Creighton, and by unanimous consent, the resolution was considered immediately and was adopted.

#### Message From the House

Hall of the House of Representatives  
Austin, Texas,  
August 25, 1969.

Hon. Ben Barnes, President of the Senate.

Sir: I am directed by the House to inform the Senate that the House has passed the following:

The House refused to adopt the Conference Committee Report on H. B. No. 2, by vote of 147 ayes, 0 noes, and asked for appointment of a new Conference Committee. House Conferees are: Atwell, Harding, Cory, Heatly, Traeger.

S. C. R. No. 24, Congratulating the members of the Texas Department of Public Safety Pistol Team.

Respectfully submitted,  
DOROTHY HALLMAN,

Chief Clerk, House of Representatives

#### Conference Committee on House Bill 2

Senator Moore called from the President's Table for consideration at this time, the request of the House for a Conference Committee to adjust the differences between the two Houses on H. B. No. 2, and moved that the request be granted.

The motion prevailed.

The Presiding Officer asked if there were any motions to instruct the Conference Committee on H. B. No. 2 before appointment.

There were no motions offered.

Accordingly, the Presiding Officer announced the appointment of the following conferees on the part of the Senate on the bill by the President: Senators Moore, Kennard, Blanchard, Strong and Harris.

#### Announcement Relating to Local and Uncontested Bills Calendar

Senator Hall announced the Local and Uncontested Bills Calendar set for today would not be held.

**At Ease**

The Presiding Officer (Senator Aikin in Chair) announced the Senate at 7:05 o'clock p.m. would stand At Ease Subject to the Call of the Chair.

**In Legislative Session**

The President called the Senate to order as In Legislative Session at 7:47 o'clock p.m., today.

(Senator Watson in Chair.)

(President in Chair.)

(Senator Strong in Chair.)

**Resolution Signed**

The Presiding Officer announced the signing by the President in the presence of the Senate after the caption had been read, the following enrolled resolution:

S. C. R. No. 24, Extending congratulations to Department of Public Safety Pistol Team.

(President in Chair.)

(Senator Hightower in Chair.)

**Message From the Governor**

The following message received from the Governor was read and was referred to the Committee on Nominations:

Austin, Texas,  
August 25, 1969.

To the Senate of the Sixty-first Legislature, First Called Session:

I ask the advice, consent, and confirmation of the Senate with respect to the following appointment:

To be a Member of the Board for Sale of Judgments Against Insolvency: For a two-year term to expire August 25, 1971: John Simeon Burns, President, City National Bank, P. O. Box 1727, Austin, Texas 78767 (Travis County 512 476-7171), Res. 3603 Balcones Dr. (512 HO 5-1788), Austin, Texas 78731.

Respectfully submitted  
PRESTON SMITH,  
Governor of Texas.

**Senate Concurrent Resolution 25**

Senator Schwartz offered the following resolution:

S. C. R. No. 25, Providing for sine die adjournment of the Texas Legislature at 10:00 o'clock p.m., August 25, 1969.

Mr. President, I respectfully move that this Special Session of the Texas Legislature adjourn sine die at 10:00 p.m. August 25, 1969.

SCHWARTZ  
CREIGHTON

The resolution was read and was referred to the Committee on Contingent Expenses.

**Memorial Resolutions**

S. R. No. 127—By Senator Hazlewood: Memorial resolution for Richard George Hughes.

S. R. No. 131—By Senator Snelson: Memorial resolution for Jack B. Wilkinson.

S. R. No. 133—By Senator Snelson: Memorial resolution for Mrs. Fannie Adams Webb.

S. R. No. 134—By Senator Snelson: Memorial resolution for Oliver T. (Judge) Jernigan.

**Welcome and Congratulatory Resolutions**

S. R. No. 128—By Senator Watson: Extending welcome to Roscoe L. Darby of Mexia.

S. R. No. 129—By Senators Hall, Harris and Grover: Extending welcome to Charles A. Fagan III.

S. R. No. 130—By Senator Brooks: Extending welcome to Wilton M. Richards family, 100,000th residents of City of Pasadena.

S. R. No. 135—By Senator Snelson: Extending appreciation to Gerard J. Baril and people of Edmonton, Canada, for hospitality during Klondike Days.

S. R. No. 136—By Senator Snelson: Extending appreciation to Leo L. Le Clerc and people of Edmonton, Canada, for hospitality during Klondike Days.

S. R. No. 137—By Senator Snelson: Extending appreciation to Mr. and Mrs. Jack N. Agrios and people of Edmonton, Canada, for hospitality during Klondike Days.

S. R. No. 138—By Senator Watson: Extending welcome to Robert Hawkins, et al., of Waco.

S. R. No. 139—By Senator Watson: Extending welcome to J. C. Chatmas et al., of Marlin.

S. R. No. 140—By Senator Watson: Extending welcome to R. Q. Bay, et al., of Killeen.

#### Recess

On motion of Senator Aikin the Senate at 9:42 o'clock p.m. took recess until 10:00 o'clock a.m. tomorrow.

### APPENDIX

#### Sent to Governor

August 25, 1969

S. C. R. No. 14

S. C. R. No. 15

### EIGHTEENTH DAY

(Continued)

(Tuesday, August 26, 1969)

#### After Recess

The President Pro Tempore called the Senate to order at 10:00 o'clock a.m.

#### Message From the House

Hall of the House of Representatives  
Austin, Texas,  
August 26, 1969.

Hon. Ben Barnes, President of the Senate.

Sir: I am directed by the House to inform the Senate that the House has passed the following:

H. C. R. No. 10, Granting permission to Fredrick P. Adams to sue the State.

H. C. R. No. 24, Concerning the issuance of "State Official" license plates.

H. C. R. No. 31, Granting permission to Malcolm Patterson to sue the State of Texas and Board of Regents of The University of Texas.

H. C. R. No. 35, Congratulating Hardy Ward.

Respectfully submitted,  
DOROTHY HALLMAN,  
Chief Clerk, House of Representatives

#### House Concurrent Resolution 35 on Second Reading

The President Pro Tempore laid before the Senate the following resolution:

H. C. R. No. 35, Extending congratulations to Hardy Ward on winning the World Archery Championship.

The resolution was read.

On motion of Senator Strong, and by unanimous consent, the resolution was considered immediately and was adopted.

#### House Resolutions on First Reading

The following resolutions received from the House were read the first time and referred to the Committees indicated:

H. C. R. No. 10, To Committee on Jurisprudence.

H. C. R. No. 24, To Committee on Jurisprudence.

H. C. R. No. 31, To Committee on Jurisprudence.

#### Senate Resolution 79 on Second Reading

The President Pro Tempore laid before the Senate the following resolution:

S. R. No. 79, Providing for the creation of an Interim Beach Study Committee.

The resolution was read and was adopted.

#### Recess

On motion of Senator Aikin the Senate at 10:24 o'clock a.m. took recess until 11:30 o'clock a.m. today.

#### After Recess

The President Pro Tempore called the Senate to order at 11:30 o'clock a.m., today.

#### Reports of Standing Committee

Senator Herring, by unanimous consent, submitted the following reports: